FEDERAL REGISTER

VOLUME 11 NUMBER 122

Washington, Saturday, June 22, 1946

The President

EXECUTIVE ORDER 9739

PRESCRIBING REGULATIONS GOVERNING THE PAYMENT OF EXPENSES OF TRANSPORTATION OF CIVILIAN OFFICERS AND EMPLOYEES TRANSFERRED INCIDENT TO THE RETURN OF DEPARTMENTAL FUNCTIONS TO THE SEAT OF GOVERNMENT

By virtue of and pursuant to the authority vested in me by the Second Deficiency Appropriation Act, 1946, approved May 18, 1946 (Public Law 384—79th Congress), under the heading "Federal Works Agency—Public Buildings Administration," it is hereby ordered as follows:

SECTION 1. The provisions of Executive Order No. 8583 of November 7, 1940, as amended, prescribing regulations governing the payment of expenses of transportation of household goods and personal effects of certain civilian officers and employees of the United States, and the provisions of Part II of Executive Order No. 9587 of July 6, 1945, prescribing regulations governing the payment of expenses of transportation of the immediate families of certain civilian officers and employees of the Government, are hereby made applicable with respect to the payment of expenses of transportation of civilian officers and employees incident to the return of departmental functions to the seat of government as authorized by the said Second Deficiency Appropriation Act, 1946: *Provided*, That the weight limitation on household effects and other personal property of such officers and employees shall be 7,000 pounds gross if uncrated, instead of 5,000 pounds, and 8,750 pounds gross if crated, instead of 6,250 pounds.

SECTION 2. The maximum period for which the Government shall pay the expenses of temporary storage of such property shall be sixty days: *Provided*, That the temporary storage for which expenses may be paid by the Government shall be restricted to storage in one warehouse only: And *provided further* That employees transferred to the seat of government in accordance with a designation of the President as provided by the said Second Deficiency Appropriation Act, 1946, but prior to approval thereof shall be paid, in addition to other expenses and allowances authorized by the said Act, the expenses for temporary storage of their household effects and personal effects, including the expenses incident to such storage, notwithstanding the fact that such expenses may have been incurred without competitive bidding.

SECTION 3. With respect to the said employees transferred to the seat of government prior to approval of the said Act, the provisions of the Act shall apply only to those whose positions were transferred to the seat of government subsequent to October 11, 1944.

This order shall be published in the FEDERAL REGISTER.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 20, 1946.

[F. R. Doc. 46-10709; Filed, June 20, 1946; 2:10 p. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 12—REMOVALS AND REDUCTION

RETENTION PREFERENCE REGULATIONS FOR USE IN REDUCTIONS IN FORCE

Section 12.313 *Appeals* (10 F.R. 12181) is amended to read as follows:

§ 12.313 *Appeals.* Any employee who feels that there has been a violation of his rights under §§ 12.301 to 12.314 inclusive may appeal to the appropriate office of the Civil Service Commission within 10 days from the date he received his notice of the action to be taken. This time limit may be extended only upon a showing by the employee that circumstances beyond his control prevented him from filing his appeal within the prescribed 10 days. In order that employees may be informed of the facts on which action is based they shall have the right to examine a copy of these regulations and to inspect the retention register and

(Continued on p. 6959)

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THE PRESIDENT

REGULATIONS AND NOTICES

FEDERAL REGISTER

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CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Documents carried in the Cumulative Supplement by uncodified tabulation only are not included within the purview of this list.

[1] See E.O. 9739.

CODIFICATION GUIDE—Continued

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records on which their names appear, including statements of reasons for passing over employees with lower standing on the retention list. Each appeal should set forth whether it is based upon an error in the records, an incorrect efficiency rating, violation of the rules of selection, restriction of the competitive area or competitive level, disregard of a specified right under the law or regulations, or denial of right to examine regulations, retention register, or records.

The question of an incorrect efficiency rating presented in a reduction in force appeal will be considered by the Commission only where the employee has made use of such appellate procedures as were provided by his agency for the administrative review of the rating at issue during such time limits as these procedures were available, or in the case of an employee in a position subject to the Classification Act, as amended, where he appealed such rating to the appropriate board of review established under the authority of section 9 of such act. However, appeals will be accepted by the Commission in any case where adverse actions are proposed to be taken too soon to permit diligent use of efficiency rating appeal procedures, where because of the urgency of the case it is impracticable to await the decision under the administrative review or board of review procedures, where employees were misinformed as to their rights under such procedure, or where coercive measures were employed to prevent recourse to such procedures.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-10762; Filed, June 21, 1946; 10:56 a. m.]

PART 22—REGULATIONS GOVERNING APPEALS OF PREFERENCE ELIGIBLES UNDER THE VETERANS' PREFERENCE ACT OF 1944

MISCELLANEOUS AMENDMENTS

1. Section 22.1 (b) *Adverse decisions which may be appealed* (9 F.R. 13189) is revoked.

2. Section 22.2 (c) *Status of an employee during period of advance notice* (9 F.R. 13189, 10 F.R. 2169) is amended as follows:

(c) *Status of an employee during period of advance notice.* The advance written notice which is required when a proposed adverse action is sought by an employing agency shall be submitted to the employee at least thirty (30) days before the effective date of such proposed action, and during such thirty (30) day period the employee shall continue in an active duty status; but in cases of furlough without pay due to unforeseeable circumstances such as sudden breakdowns in equipment, acts of God or emergencies requiring immediate curtailment of activities, advance notice shall not be necessary.

In exceptional cases where the circumstances are such that the retention of the employee is an active duty status during the thirty (30) day period may result in damage to Government property, would be otherwise detrimental to the interests of the Government, or would be injurious to the employee, his fellow workers or the general public, and the employee cannot during such period be temporarily assigned to duties in which these conditions would not exist, he shall be placed on annual leave; *Provided,* He has sufficient annual leave to his credit to cover the required period, and otherwise, suspended for such period or periods during the thirty (30) days as the circumstances warrant; *Provided,* That a certificate is filed by the administrative officer in the records of the employing agency setting forth the specific circumstances in such exceptional cases. The reasonableness of such exceptions, including suspensions, will be considered in connection with the entire case in the event that the employee subsequently appeals from the final adverse decision reached by the administrative officer.

3. Section 22.4 *Appeals to the Commission* (9 F.R. 13189, 10 F.R. 2169) is amended by the addition of a paragraph as follows:

(c) *Appeals based solely on efficiency ratings.* Appeals from adverse actions based solely on efficiency ratings will be considered by the Commission only where the employees have made use of such appellate procedures as were provided by their agencies for the administrative review of the ratings at issue during such time limits as these procedures were available, or in the case of employees in positions subject to the Classification Act, as amended, where they appealed such ratings to appropriate boards of review established under the authority of section 9 of such act. However, appeals will be accepted by the Commission in any case where adverse actions are proposed to be taken too soon to permit diligent use of efficiency rating appeal procedures, where because of the urgency of the case it is impracticable to await the decision under the administrative review or board of review procedures, where employees were misinformed as to their rights under such procedures, or where coercive measures were employed to prevent recourse to such procedures.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-10761; Filed, June 21, 1946; 10:56 a. m.]

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

PROBATIONARY APPOINTMENT

Section 27.7 (d) (11 F.R. 1429) is amended as follows:

§ 27.7 *Certification* * * *

(d) *Probationary appointment.* A person selected for appointment shall be duly notified by the appointing officer and upon accepting and reporting for duty shall receive from such officer a notice of probationary appointment. The first year of service under this appointment shall be a probationary period: *Provided,* That employees who enter the military service during probation will, upon restoration to their civilian positions, be given credit toward completion of probation for time served in the military service: *Provided further* That an employee appointed under this regulation or under § 27.8 (e) or classified under section 6 of Executive Order 9691 shall be credited, for purposes of completing probation, with all continuous service under war service indefinite appointment which was rendered immediately preceding probationary appointment or classification and which was in the same line of work and in the same agency as the position to which probationally appointed or in which classified. Under this section, continous service shall be defined as service without a break of 30 calendar days or more. If and when, after a full and fair trial, the conduct, capacity or efficiency of the probationer is not satisfactory to the appointing officer, the probationer shall, prior to the completion of his probationary period, be so notified in writing, with a statement of reasons, and this notice shall terminate his service.

A probationer voluntarily or involuntarily separated from the service without delinquency or misconduct may be restored to the register of eligibles for the remainder of any period of eligibility thereon whenever in the opinion of the Commission he is suitable and eligible for further Federal employment.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-10713; Filed, June 20, 1946; 4:15 p. m.]

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[Quarantine No. 63]

PART 301—DOMESTIC QUARANTINE NOTICES

WHITE-PINE BLISTER RUST QUARANTINE

Introductory note. This revision of the quarantine and regulations reduces the areas into which the interstate movement of five-leaved pines is regulated; provides for unrestricted interstate movement of gooseberry and currant plants, other than European black currants, into all portions of the United States outside of control areas (embracing five-leaved pine stands which are being safeguarded from infection by the white-pine blister rust disease) as designated in administrative instructions by the Chief of the Bureau of Entomology and Plant Quarantine; and eliminates the former requirement that gooseberry and currant plants be shipped in a dormant or defoliated condition, or be disinfected prior to shipment when consigned to certain States.

Notice of determination of the Secretary of Agriculture. The Secretary of Agriculture has determined that it is necessary further to revise the white-pine blister rust quarantine (7 CFR 301.63 [B. E. P. Q.-Q. 63]) and regulations supplemental thereto which were last revised effective July 1, 1938 (7 CFR Cum. Supp. 301.63-1 et seq.) in order to permit unrestricted interstate movement of gooseberry and currant plants, other than European black currants, into those portions of the United States not included in control areas; to provide for the designation of the control areas and stipulation of the conditions for interstate movement of gooseberry and currant plants thereto by the Chief of the Bureau of Entomology and Plant Quarantine through administrative instructions; and to make other modifications. The quarantine and regulations are therefore hereby revised to read as follows:

Sec.

AUTHORITY: §§ 301.63 to 301.63-9, inclusive, issued under sec. 8, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 161.

§ 301.63 *Notice of quarantine.* The Secretary of Agriculture having given the public hearing required by law, quarantines each and every State of the continental United States and the District of Columbia, in order to prevent the further spread of the white-pine blister rust, a destructive disease of five-leaved pines caused by Cronartium ribicola Fischer, and for this purpose regulates the interstate movement of host plants of this disease, namely, five-leaved pines, gooseberries and currants. Hereafter no five-leaved pines (Pinus) or currants or gooseberries (Ribes or Grossularia), either wild or cultivated, shall be moved or allowed to be moved interstate from any State or from the District of Columbia into any other State, or from any State into the District of Columbia, except under conditions prescribed in regulations supplemental hereto, in amendments thereof, or in administrative instructions of the Chief of the Bureau of Entomology and Plant Quarantine as hereinafter provided: *Provided,* That as a condition to the regulation, under this quarantine, of the interstate movement into the noninfected portion of a partially infected State, of five-leaved pines which are not visibly infected with white-pine blister rust, or of the interstate movement of gooseberries or currants (other than European black currants), into any entire State, or portion thereof, which may be designated as a control-area, such State shall be required to provide for the control of the intrastate movement of the regulated articles under conditions comparable to those which apply to their interstate movement under provisions of the Federal quarantine regulations currently existing and to enforce such other control and sanitation measures with respect to such areas or portions thereof as, in the judgment of the Secretary of Agriculture, shall be deemed adequate for local control of the disease: *Provided further,* That whenever the Chief of the Bureau of Entomology and Plant Quarantine shall find that existing conditions as to the pest risk involved in the movement of the regulated articles to which the regulations supplemental hereto apply, make it safe to modify by making less stringent the restrictions contained in any such regulations, he shall set forth and publish such findings in administrative instructions, specifying the manner in which the applicable regulations shall be made less stringent, whereupon such modifications shall become effective for such period and for such quarantined or protected area or portions thereof as shall be specified in said administrative instructions, and every reasonable effort shall be made to give publicity to such administrative instructions throughout the affected areas.

§ 301.63-1 *Definitions.* For the purpose of this subpart the following words, names, and terms shall be construed, respectively to mean:

(a) *White-pine blister rust, or blister rust.* The fungus disease caused by Cronartium ribicola Fischer.

(b) *Five-leaved pines.* Plants of the following species belonging to the genus Pinus:

American species:
- Ayacahuite pine (P Ayacahuite Ehrenb.)
- Bristlecone pine (P. aristata Engelm.)
- Foxtail pine (P. balfouriana Murr.)
- Limber pine (P. flexilis James)
- Mexican white pine (P. strobiformis Engelm.)
- Sugar pine (P. lambertiana Dougl.)
- Western white or silver pine (P. monticola Dougl.)
- Whitebark pine (P. albicaulis Engelm.)
- Eastern white pine (P. strobus L.)

Foreign species:
- Balkan pine (P. peauce Grisch.)
- Chinese white pine (P. armanda Franch.)
- Himalayan or Bhotan pine (P. excelsa Wall.)
- Japanese white pine (P parviflora Sieb. and Zucc.)
- Korean pine (P. koraiensis Sieb. and Zucc.)
- Swiss stone pine (P. cembra L.)

(c) *Gooseberry and currant plants.* Plants, cuttings, and seeds belonging to the genera Ribes and Grossularia, either wild or cultivated.

(d) *White-pine certificate.* An official form issued by the Bureau of Entomology and Plant Quarantine authorizing the interstate movement of five-leaved pines for reforestation purposes into noninfected States from nurseries in States outside thereof which are certified by the Bureau of Entomology and Plant Quarantine as being adequately protected from blister rust infection to provide noninfected planting stock.

(e) *Control-area permit.* An official form permitting the interstate movement of gooseberry and current plants for planting in approved locations in control areas, issued by a State officer authorized and designated by the United States Department of Agriculture.

(f) *Inspector* An authorized inspector of the United States Department of Agriculture.

(g) *Administrative instructions.* Documents issued, under the provisions of this quarantine and regulations supplemental thereto, by the Chief of the Bureau of Entomology and Plant Quarantine.

(h) *Continental United States.* The States of the United States and the District of Columbia.

(i) *Moved interstate, interstate movement.* Shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or otherwise transported, moved, or allowed to be moved from any State or the District of Columbia into any other State or from any State into the District of Columbia.

§ 301.63–2 *Quarantined area.* The quarantined area comprises the entire continental United States.

§ 301.63–3 *Control areas.* Control areas shall comprise those States, or parts thereof, into which the movement of gooseberry and currant plants, other than European black currants, is regulated, as designated by the Chief of the Bureau of Entomology and Plant Quarantine in duly publicized administrative instructions issued pursuant to this quarantine, and modified when, in his judgment, the status or needs for control make such modifications necessary. The conditions and requirements of such administrative instructions shall carry full force and effect of this quarantine.

§ 301.63–4 *Regulated articles.* Regulated articles shall comprise gooseberry and currant plants, cuttings and seeds, and five-leaved pines and, if visibly infected with white-pine blister rust, portions of five-leaved pines.

§ 301.63–5 *Conditions governing interstate movement of regulated articles*—(a) *Five-leaved pines.* (1) Five-leaved pines may be moved interstate without restriction between the following noninfected States or parts thereof when they have originated therein, namely: Arizona, Colorado, Georgia, Kentucky, Nevada, New Mexico, South Carolina, Tennessee, Utah and the noninfected part of California comprising the counties of Calaveras, Contra Costa, Mono, San Francisco, San Joaquin, Tuolumne, and all those south thereof. Five-leaved pines may not be moved interstate into the above-described areas from any other part of the United States except when intended for reforestation purposes and when they have been grown into a nursery protected from blister rust infection and when accompanied by a white-pine certificate issued for such movement by the Bureau of Entomology and Plant Quarantine.

(2) There are no restrictions on the interstate movement of five-leaved pines and parts thereof into or within that part of the continental United States outside of the areas described in subparagraph (1) of this paragraph: *Provided,* That the interstate movement anywhere within the continental United States of five-leaved pines and parts thereof when visibly infected with blister rust is prohibited except when intended for scientific or educational purposes and when authorized, safeguarded, and labeled in accordance with § 301.63–9.

(b) *European black currants.* European black currant plants (Ribes nigrum L.) may be moved interstate without restriction into and between the States of Alabama, Arkansas, Florida, Kansas, Louisiana, Mississippi, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, and Texas. The interstate movement of such plants into any other State or the District of Columbia is prohibited except when intended for scientific or educational purposes and when authorized, safeguarded, and labeled in accordance with § 301.63–9.

(c) *Gooseberries and currants, other than European black currants.* (1) Gooseberry and currant plants other than European black currants, may be moved interstate without restriction, except into control-area States or parts thereof designated in administrative instructions by the Chief of the Bureau of Entomology and Plant Quarantine as hereinbefore provided. The conditions governing the movement into control areas will be prescribed in such administrative instructions.

§ 301.63–6 *Conditions governing the issuance and use of white-pine certificates and control-area permits*—(a) *White-pine certificates.* Certificates authorizing the interstate movement of white pine into the noninfected areas as designated in § 301.63–5 (a) (1) from points outside thereof may be issued for such pine when it is intended for reforestation purposes and when it has been grown in nurseries adequately protected from white-pine blister rust infection to provide noninfected planting stock as determined by the Bureau of Entomology and Plant Quarantine. Application for white-pine certificates shall be made to the Bureau of Entomology and Plant Quarantine, Washington 25, D. C.

(b) *Control-area permits.* Control-area permits may be issued for the interstate movement of gooseberry and currant plants, except for European black currants, into control areas as designated in administrative instructions of the Chief of the Bureau of Entomology and Plant Quarantine when the planting locations are not within infective distance of protected pine and movement thereto of such plants is not prohibited. Applications for control-area permits shall be made to the Federal representative in the State of destination as designated in the administrative instructions, giving names and addresses of consignee and consignor and kind and number of plants to be shipped.

(c) *Use of certificates and permits.* White-pine certificates or control-area permits, when required as a condition of interstate movement of regulated articles, must be securely attached to the outside of each container of regulated articles, except that for carload and other bulk shipments by rail, the certificate or permit shall accompany the vehicle and be surrendered to the consignee on delivery of the shipment.

§ 301.63–7 *Cancellation of white-pine certificates and control-area permits.* White-pine certificates and control-area permits issued under the provisions of this subpart may be withdrawn or cancelled by the Bureau of Entomology and Plant Quarantine for failure of compliance with the conditions of this part, or whenever the further use of such certificates or permits might result in the spread of the white-pine blister rust.

§ 301.63–8 *Inspection and disposition.* Any car or other conveyance, and any package or other container moving or having been moved interstate, which contains or which the inspector has probable cause to believe contains articles the movement of which is prohibited or regulated may be examined by an inspector at any time or place. When articles are found to be moving interstate in violation of this subpart the inspector may take such action as is authorized by the Plant Quarantine Act to the extent deemed necessary to eliminate the danger of spread of the disease.

§ 301.63–9 *Shipments for scientific or educational purposes.* Regulated articles may be moved interstate for scientific or educational purposes under such conditions and safeguards as may be prescribed by the Chief of the Bureau of Entomology and Plant Quarantine. The container of articles so moved shall bear securely attached to the outside thereof a special permit, issued for such movement by the Bureau of Entomology and Plant Quarantine.

This revision shall be effective on and after July 1, 1946, and shall on that date supersede the quarantine and regulations effective July 1, 1938.

Done at Washington, D. C., this 20th day of June 1946.

Witness my hand and the seal of the United States Department of Agriculture.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46–10766; Filed, June 21, 1946; 11:13 a. m.]

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[Bull. NSCP–1001, Supp. 1]

PART 706—NAVAL STORES CONSERVATION PROGRAM

SUBPART C—1946

1. *Section 706.704 Conditions of payment; performance required* is amended in the following respects:

a. Paragraph (a) (1) is amended to read as follows:

(1) No face shall be installed on any tree less than 9 inches d. b. h. and not more than one face shall be installed on any tree less than 14 inches d. b. h. These requirements shall not apply to any tree having a worked-out face (60 inches or more in height, or a dry face) which remains idle during the 1946 turpentine season. However, if faces are unintentionally installed on undersized trees, or were so installed during the 1945 season, the producer shall detach all cups and tins from the faces on such undersized trees within time limits established by the Forest Service, and there shall be deducted from his earned payment ½ cent per face for each face on proper sized trees in each drift (or in each tract which is not subdivided into drifts) in which faces on undersized trees were so installed unless such deduction was made under a previous program.

b. Paragraph (c) (2) is amended to read as follows:

(2) Areas being worked for naval stores may be burned but such burning shall be conducted in a manner that will prevent the destruction of established young growth and the escape of fire to adjacent land. On fee-owned land when the burning reduces the stand to less than 200 thrifty pine trees per acre or destroys established pine reproduction in stands having less than 200 pine trees per acre before burning, a deduction of $1.00 per acre will be made for each such acre in excess of 5 acres or 2% of the area burned whichever is the greater. On lands supporting trees leased and operated for naval stores when burning in any tract or drift reduces the stand to less than 200 thrifty pine trees per acre or destroys established pine reproduction in stands having less than 200 pine trees per acre before burning a deduction of 40% of the payment earned for the faces in the tract or drift will be made. When fire set by the producer is allowed to escape to adjacent forest land and effective suppression action is not taken a deduction of 50¢ per acre will be made for each acre burned on adjacent land.

c. Paragraph (c) (3) is amended to read as follows:

(3) On fee-owned land not being worked for naval stores, controlled (prescribed) burning may be practiced only on adequately stocked land (200 or more established pine trees per acre) When such burning reduces the stand to less than 200 thrifty pine trees per acre a deduction of $1.00 per acre will be made for each such acre in excess of 5 acres or 2% of the area burned whichever is greater. When inadequately stocked fee-owned land not being worked for naval stores is burned and there is no evidence that effective suppression action was taken a deduction of 10¢ per acre for each acre so burned will be made. When fire set by the producer is allowed to escape to adjacent land and effective suppression action is not taken a deduction of 50¢ per acre will be made for each acre burned on adjacent land.

d. Paragraph (d) (6) is amended to read as follows:

(6) When cutting operations in timber stands owned by the producer do not meet the above timber cutting requirements or are contrary to good forestry practice, a deduction of $5.00 per acre will be made for each acre of unsatisfactory cutting in excess of 5 acres or 1% of the cutover area whichever is the greater.

e. Paragraph (d) (8) is amended to read as follows:

(8) When any trees having faces worked under this program are cut, payment for all faces in the tract or drift may be denied if the Forest Service finds insufficient evidence at the time of inspection to determine the average number of streaks placed on the faces in the tract or drift from which the trees were cut.

f. Section 706.704 is further amended by striking out paragraph (e) (4)

2. Section 706.711 is amended to read as follows:

§ 706.711 *Administration.* The Forest Service shall have charge of the administration of this program and is hereby authorized to make such determinations and to prepare and issue such bulletins, instructions, and forms as may be required to administer this program (subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942) pursuant to the provisions hereof, and the field work shall be administered by the Forest Service through the office of the Regional Forester, United States Forest Service, Glenn Building, Atlanta, Georgia. The procedural requirements of §§ 706.704 and 706.705, such for example as those relating to notice of proposed action and consent thereto, may be waived by the Forest Service when in its judgment such waiver does not otherwise materially affect compliance with program practices. Information concerning this program may be secured from the Program Supervisor, Central Field Office of the Forest Service, Valdosta, Georgia, or from any local Inspector of the Forest Service.

(49 Stat. 1148, 1915; 50 Stat. 329; 52 Stat. 31, 202, 204, 205, 746; 53 Stat. 550, 573; 16 U.S.C. 590g–590q; 54 Stat. 216, 727; 55 Stat. 257, 860; 56 Stat. 51, 761, 58 Stat. 734; 59 Stat. 9)

Issued at Washington, D. C., this 20th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary.

[F. R. Doc. 46–10764; Filed, June 21, 1946; 11:12 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9, Amdt. 9]

PART 1220—FEED

PROTEIN MEAL QUOTAS

War Food Order No. 9, as amended (11 F.R. 669, 2215, 2436, 4383), is further amended by deleting paragraphs (b) and (c), and substituting in lieu thereof the following:

(b) *Restrictions on mixed feed manufacturers.* No mixed feed manufacturer shall, during any calendar quarter, use protein meal in the manufacture of mixed feed in excess of a quota equal to the larger of the two following amounts:

(1) 85 percent of the quantity of protein meal used by such manufacturer in the manufacture of mixed feed during the corresponding calendar quarter of 1945;

(2) 25 tons.

No limitation shall be imposed with respect to the use of such quota as between the manufacture of poultry feed and the manufacture of livestock feed. In computing the quantity of protein meal which may be used under this paragraph (b) any urea used in the manufacture of mixed feed shall be counted as protein meal at the rate of six (6) tons of protein meal per ton of urea, *Provided, further,* That any concentrates acquired by a mixed feed manufacturer from cottonseed crushers located in the States of Oklahoma, Louisiana, or Texas (who were authorized to purchase northern soybeans for crushing and who have used such beans in the manufacture of such concentrates) shall be counted as protein meal at the rate of one ton of protein meal per ton of concentrate.

(c) *Restrictions on the use of protein meal in poultry feed by persons other than mixed feed manufacturers.* No person other than a mixed feed manufacturer shall, during any calendar month, use protein meal in the manufacture of poultry feed in excess of 85 percent of the amount of protein meal so used during the corresponding calendar month of 1945: *Provided, however,* That any concentrates acquired by such person from cottonseed crushers located in the States of Oklahoma, Louisiana, or Texas (who were authorized to purchase northern soybeans for crushing and who have used such beans in the manufacture of such concentrates) shall be counted as protein meal at the rate of one ton of protein meal per ton of concentrate.

This amendment shall become effective at 12:01 a. m., e. s. t., July 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 20th day of June 1946.

[SEAL] CLINTON P ANDERSON,
Secretary.

[F. R. Doc. 46–10767; Filed, June 21, 1946; 11:12 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 60—FIELD SERVICE DISTRICTS AND OFFICERS

PART 110—PRIMARY INSPECTION AND DETENTION

UNITED STATES IMMIGRATION STATIONS IN CANADA, ST. JOHN, NEW BRUNSWICK, AND TORONTO, ONTARIO

MAY 27, 1946.

1. Section 60.1, Title 8, Chapter I, Code of Federal Regulations is hereby amended as follows:

a. In the definition of District No. 1 with headquarters at St. Albans, Vermont, the language following the last semicolon is amended to read as follows: "also jurisdiction over the United States immigration stations located in Canada at Halifax, Nova Scotia; St. John, New Brunswick; Montreal, Quebeck; and Quebec, Province of Quebec."

b. The definition of District No. 7 with headquarters at Buffalo, New York, is amended by changing the period at the end to a semicolon and adding the following: "also jurisdiction over the United States immigration station located in Canada at Toronto, Ontario."

2. Section 110.2, Title 8, Chapter I, Code of Federal Regulations is hereby amended to read as follows:

§ 110.2 *Immigration stations in Canada.* The following United States immigration stations are located in Canada: Halifax, Nova Scotia; St. John, New Brunswick; Montreal, Quebec; Quebec, Province of Quebec; Toronto, Ontario; Winnipeg, Manitoba; Victoria, British Columbia; Vancouver, British Columbia; and Sydney, British Columbia.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a) 54 Stat. 675; 8 U. S. C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV) 8 CFR, 1943 Supp., 90.1)

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

Approved: June 20, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-10768; Filed, June 21, 1946; 11:16 a. m.]

TITLE 12—BANKS AND BANKING

Chapter II—Board of Governors of the Federal Reserve System

PART 222—CONSUMER CREDIT

MISCELLANEOUS AMENDMENTS

Part 222 is hereby amended in the following respects, effective July 5, 1946:

1. Section 222.2 (e) is amended by inserting the words "in a principal amount of $1,500 or less" after the word "credit"

2. Section 222.8 (a) is amended by inserting at the end thereof after the word "structures" a comma and the following: "provided such repairs, alterations, or improvements do not incorporate any listed article"

3. Section 222.8 (c) is amended by revising subparagraph (1) thereof to read as follows:

(1) That the proceeds are to be used for bona fide educational, medical, hospital, dental, or funeral expenses, or to pay debts incurred for such expenses, and that such proceeds (unless they are to be used exclusively for educational expenses) are to be paid over in amounts specified in such statement to persons whose names, addresses, and occupations are stated therein;

4. Section 222.13 (a) is amended by striking out the names of the articles listed as items 4, 5, and 6 of Group A and inserting in lieu thereof the word "(Deleted)" and also by adding at the end of Group A a new item 42 reading as follows:

42. Combination units incorporating any listed article in classifications 12, 13, 18, 30, or 36 of this Group A.

(Sec. 5 (b) 40 Stat. 415, as amended by sec. 5, 40 Stat. 966, sec. 2, 48 Stat. 1, sec. 1, 54 Stat. 179; secs. 301 and 302, 55 Stat. 839, 840; 12 U.S.C. 95 (a) and Supp., 50 U.S.C. App. 616, 617, and Executive Order No. 8843, dated August 9, 1941)

Board of Governors of the Federal Reserve System.

[SEAL] S. R. CARPENTER,
Secretary.

[F. R. Doc. 46-10760; Filed, June 21, 1946; 10:54 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Amdt. 06-0]

PART 06—ROTORCRAFT AIRWORTHINESS

ROTORCRAFT AIRWORTHINESS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 24th day of May 1946.

Effective May 24, 1946, the Civil Air Regulations are amended by adding a new Part 06 to read as follows:

Sec.
06.0 General.
06.1 Flight requirements.
06.2 Strength criteria.
06.3 Detail design and construction.
06.4 Power plant installation.
06.5 Equipment.
06.6 Operational data.

§ 06.0 *General.*

§ 06.00 *Scope.* In order to become eligible for type and airworthiness certificates, a rotorcraft shall be shown to comply with the airworthiness requirements set forth in this part and shall have no characteristic which, according to the findings of the Administrator, renders the rotorcraft unairworthy; *Provided,* That:

(a) If any of these requirements become inapplicable to a particular rotorcraft because of increased knowledge of aeronautics or of the development of unforeseen design features, the Administrator shall accept designs shown to provide an equivalent standard of safety.

(b) Requirements of the U. S. Army or Navy, with respect to airworthiness found by the Administrator to provide an equivalent standard of safety, may be accepted in lieu of the requirements set forth in this part.

Unless otherwise specified, compliance with any amendment to this part shall be mandatory only for rotorcraft for which application for a type certificate has been received subsequent to the effective date of such amendment.

§ 06.01 *Type certificate.* A type certificate will be issued when the following requirements are met:

§ 06.11 *Data required for NC and NR certification.* The applicant for a type certificate shall submit to the Administrator the following: Such descriptive data, test reports, and computations as are necessary to demonstrate that the rotorcraft complies with the airworthiness requirements. The descriptive data shall be known as the type design and shall consist of drawings and specifications disclosing the configuration of the rotorcraft and all design features covered in the airworthiness requirements as well as sufficient information on dimensions, materials, and processes to define the strength of the structure. The type design shall describe the rotorcraft in sufficient detail to permit the airworthiness of subsequent rotorcraft of the same type to be determined by comparison with the type design.

§ 06.012 *Inspection and tests for NC and NR certification.* The authorized representatives of the Administrator shall have access to the rotorcraft and may witness or conduct such inspections and tests as are necessary to determine compliance with the airworthiness requirements.

§ 06.0120 *Inspection.* Inspections and tests shall include all those found necessary by the Administrator to insure that the airplane conforms with the following:

(a) All materials and products are in accordance with the specification given in the type design.

(b) All parts of the rotorcraft are constructed in accordance with the drawings contained in the type design.

(c) All manufacturing processes, construction, and assembly are such that the design strength and safety contemplated by the type design will be realized in service.

§ 06.0121 *Flight tests.* Upon satisfactory completion of all necessary inspection and testing on the ground, and upon receipt from the applicant of a report of flight tests conducted by him, and satisfactory proof of the conformity of the rotorcraft with the type design, such official flight tests as the Administrator finds necessary to prove compliance with this part shall be conducted.

§ 06.02 *Airworthiness certificates.* Airworthiness certificates are classified as follows:

(a) *NC certificates.* In order to become eligible for an NC certificate the rotorcraft shall be shown to comply with all of the requirements contained in this part.

(b) *NR certificates.* NR certification is applicable to rotorcraft intended to be operated for restricted purposes not logically encompassed by the requirements of this part. In order to be eligible for an NR certificate, a rotorcraft must be shown to comply with all of the requirements of this part which are not rendered inapplicable by the nature of the special purpose involved, and shall be subject to suitable operating restrictions which the Administrator finds will provide a level of safety equivalent to that contemplated for normal purposes by the requirements of this part.

(c) *NX certificates.* A rotorcraft will become eligible for an NX certificate when the applicant presents satisfactory evidence that the rotorcraft is to be flown for experimental purposes and the Administrator finds that it may, with appropriate restrictions, be operated for that purpose in a manner which does not endanger the general public. Rotorcraft used in racing and exhibition flying may be issued NX certificates under the terms of this section. The applicant shall submit sufficient data such as photographs to identify the rotorcraft satisfactorily and upon inspection of the rotorcraft, any pertinent information found necessary by the Administrator to safeguard the general public.

A rotorcraft manufactured in accordance with a type certificate (see § 06.01) and conforming with the type design will become eligible for an NC airworthiness certificate when, upon inspection of the rotorcraft, the Administrator finds it so to conform and in a condition for safe operation. For each newly manufactured rotorcraft this finding shall include a flight check by the applicant.

For rotorcraft manufactured by holders of a production certificate the issuance of an NC airworthiness certificate shall be dependent upon the provisions of Part 02 of the Civil Air Regulations.

§ 06.03 *Changes.* Changes shall be substantiated to demonstrate compliance of the rotorcraft with the appropriate airworthiness requirements in effect when the particular rotorcraft was certificated as a type unless the applicant chooses to show compliance with the currently effective requirements subject to the approval of the Administrator, or unless the Administrator finds it necessary to require compliance with current airworthiness requirements.

§ 06.030 *Minor changes.* Minor changes to certificated rotorcraft which obviously do not impair the condition of the airplane for safe operation shall be approved by the authorized representatives of the Administrator prior to the submittal to the Administrator of any required revised drawings.

§ 06.031 *Major changes.* A major change is any change not covered by minor changes as defined in § 06.030.

§ 06.032 *Service experience changes.* When the Administrator finds that service experience indicates the need for design changes, the applicant shall submit for the approval of the Administrator engineering data describing and substantiating the necessary changes. The Administrator may in such cases withhold issuance of airworthiness certificates for additional rotorcraft of the type involved until satisfactory corrective measures have been taken. Upon approval by the Administrator, these changes shall be considered as a part of the type design, and descriptive data covering these changes shall be furnished by the applicant to all rotorcraft owners concerned.

§ 06.0320 In the case of rotorcraft approved as a type under the terms of earlier airworthiness requirements, the Administrator may require that a rotorcraft submitted for an original airworthiness certificate comply with such portions of the currently effective airworthiness requirements as may be necessary for safety.

§ 06.04 *Definitions.* The following definitions apply to the terms as used in this part.

§ 06.0400 *Rotorcraft.* Any aircraft deriving its principal lift from one or more rotors.

§ 06.0401 *Helicopter* A rotorcraft which depends entirely for its support and motion in the air upon the lift generated by one or more power-driven rotors.

§ 06.0402 *Gyroplane.* A rotorcraft which depends principally for its support upon the lift generated by one or more rotors which are not power driven, except for initial starting, and which are caused to rotate by the action of the air when the rotorcraft is in motion.

§ 06.0403 *Main rotor(s)* The main system(s) of rotating airfoils providing sustentation for the rotorcraft.

§ 06.0404 *Antitorque rotor* An auxiliary rotor which serves to counteract the effect of the main rotor torque on the rotorcraft.

§ 06.0405 *Control rotor* An auxiliary rotor, other than an antitorque rotor, which serves as a device by means of which the rotorcraft can be controlled in flight.

§ 06.0406 *Plane of rotor disc.* A reference plane at right angles to the mechanical axis of rotation of the rotor.

§ 06.0407 *Tip speed ratio.* The ratio of the rotorplane flight velocity component in the plane of the rotor disc to the rotational tip speed of the rotor blades.

$$\mu=\frac{V\cos\alpha}{\Omega R}$$

V=airspeed of the rotorcraft along flight path (feet per second)

α=angle between flight path and plane of rotor disc

Ω=angular velocity of rotor (radians per second)

R=rotor radium (feet)

§ 06.0408 *Load factor, n.* The ratio of any specific load on the rotorcraft to the rotorcraft design weight. When the load in question represents the net external load acting on the aircraft in a given direction, n represents the acceleration in that direction.

§ 06.0409 *Limit load.* A load which it is assumed, or known, may be experienced but not exceeded in operation. From a design standpoint it is a load which the structure is capable of supporting without detrimental permanent deformations.

§ 06.0410 *Factor of safety.* A factor by which limit loads are multiplied to obtain ultimate loads.

06.0411 *Ultimate load.* A load which the structure is capable of carrying without failure. (Equal to the limit load multiplied by the factor of safety.)

§ 06.0412 *Primary structure.* Those portions of the aircraft the failure of which would seriously endanger the safety of the aircraft.

§ 06.0413 *Fittings.* Fittings are defined as parts such as end terminals used to connect one structural member to another (see Table 06–1)

§ 06.1 *Flight requirements.*

§ 06.10 *General.* All rotorcraft shall have such general performance and flight characteristics as to provide reasonable safety during the execution of any maneuver appropriate to, or necessary for, the aircraft and during steady flight at any weight, center of gravity position, speed, and power within the ranges for which the aircraft is certificated. Compliance with all performance requirements shall be demonstrated by suitable flight tests conducted by the applicant and witnessed by a representative of the Administrator of Civil Aeronautics or, at his discretion, conducted by that representative.

§ 06.11 *Landing.* It shall be possible to make a safe landing with all power off.

§ 06.12 *Ground handling.* The rotorcraft shall demonstrate satisfactory ground resonance characteristics.

§ 06.2 *Strength criteria.*

§ 06.20 *General.* The primary structure shall be capable of supporting the ultimate loads without failure and shall be capable of supporting the limit loads for a period of at least one minute without detrimental permanent deformations.

§ 06.200 *Ultimate loads.* Ultimate loads are those obtained by multiplying the limit loads by the required factor of safety. The factor of safety shall be 1.5, except in cases where an additional (multiplying) factor of safety is specified. In such cases the final factor of safety shall be equal to 1.5 times the additional factor of safety.

§ 06.201 *Additional (multiplying) factors of safety.* The additional factors of safety specified in Table 06–1 shall be used where applicable. When more than one additional factor is indicated only the largest need be used.

§ 06.202 *Proof of structure.* Structural analyses, load tests, flight tests, dynamic tests, or combinations thereof, shall be made for the purpose of providing proof of compliance with the strength criteria.

§ 06.2020 *Structural tests.* The following structural tests are required and shall be conducted in such manner as to substantiate clearly compliance with the strength criteria:

(a) Dynamic and endurance tests of rotors and rotor drives, including controls (see § 06.420)

(b) Control surface and system tests (limit load and operation tests)

(c) Vibration surveys (see §§ 06.22 and 06.240)

(d) Landing gear drop tests (see § 06.2130)

(e) Such additional tests as may be found necessary by the Administrator to substantiate new and unusual features of the design.

§ 06.21 *Structural loading conditions.*

§ 06.210 *General.* The airworthiness rating of a rotorcraft with respect to its strength will be based on the airspeeds, rotor speeds, and load factors which can safely be developed in combination. The simultaneous air and rotor speeds which can safely be developed in combination with the specified load factors shall be determined by the applicant and shall serve as a basis for structural loading conditions and, where found necessary by the Administrator, for restricting the operation of the rotorcraft in flight.

§ 06.211 *Design limitations.* The following values shall be established by the applicant for purposes of showing compliance with the structural requirements hereinafter specified:

(a) Maximum design weight, W.

(b) Main rotor maximum tip speed ratio, μm. (If the tip speed ratio for a helicopter in the autorotation phase exceeds that for power-driven conditions, then the former value shall be used)

(c) Main rotor(s) maximum design rpm, N,

(d) Auxiliary rotor(s) maximum design rpm. The limitation selected shall be such as to cover safely all normal operating ranges of the aircraft.

§ 06.212 *Flight loading condition.* The flight load factors specified hereunder will represent rotor load factors. The net load factor acting at the center of gravity of the aircraft shall be obtained by proper consideration of balancing loads acting in the specific flight conditions.

§ 06.2120 *Maneuvering flight conditions.* The rotorcraft structure shall be substantiated for a positive maneuvering limit load factor of 3.5 (resultant force on the rotor(s) equal to 3.5-times the rotorcraft design weight) and a negative maneuvering limit load factor of 1.0, except that lesser values may be used if the manufacturer can prove by analytical study and flight demonstrations that the values selected cannot be exceeded. In no case shall the limit load factors be less than 2.5 positive and 0.5 negative. The resultant force shall be assumed to be applied at the center(s) of the rotor hub(s) and to act in such directions as necessary to represent all critical maneuvering motions of the rotorcraft applicable to the particular type, including flight at the maximum design rotor tip speed ratio under power-on and power-off conditions.

§ 06.2121 *Gust conditions.* The structure affected shall be substantiated for the loading due to vertical gusts of ±30 feet per second velocity in conjunction with the critical rotorplane airspeeds, including hovering.

§ 06.213 *Ground loading conditions.* The structure shall be substantiated for the ground loading conditions specified in the current ANC-2 "Ground Loads Handbook," issued by the Army-Navy-Civil Committee on Aircraft Design Criteria, modified as necessary to suit the type of landing gear employed and character of landing operations undertaken by the rotorcraft. The structure shall be substantiated for a limit load factor not less than two-thirds of the value developed in energy absorption tests specified in § 06.2130.

§ 06.2130 *Energy absorption.* The landing gear shall be capable of absorbing the energy of a free drop from a height of not less than 20 inches measured from the bottom of the tires to the ground, except that a lesser height may be used if the value chosen can be shown to exceed that corresponding to the greatest probable sinking speed at ground contact in power-off landings likely to be made by pilots of average skill. In no case shall the drop height be less than 12 inches. The weight of the rotor blades may be neglected in the drop test. The maximum drop test acceleration developed at the c. g. shall be determined in the test.

§ 06.22 *Main rotor structure.* The requirements specified hereunder apply to the main rotor assembly(ies) including hub(s) and blades. The structure shall be substantiated for at least the following loading conditions:

(a) The hub(s) blades, blade attachments and blade controls which are under cyclic flexing or alternating stresses shall be substantiated to demonstrate the airworthiness of these parts under repeated loading conditions, associated with normal operation. The vibration stresses of critical metal parts shall be determined in flight and it shall be demonstrated that these stresses do not exceed safe values for continuous operation.

(b) The main rotor structure shall be substantiated for the critical flight condition loads specified in § 06.212. At least the maximum design tip speed ratio condition shall be considered in conjunction with these limit loadings.

(c) The main rotor structure shall be substantiated for the limit loads specified by § 06.212 under conditions of autorotation necessary for normal operation. The rotor r. p. m. used shall be such as to include the effects of altitude.

(d) The rotor blades, hub(s) and flapping hinges shall be substantiated for a loading condition simulating the force of blade impact against its stop during operation on the ground. A limit load acting at the center of gravity of the blade equal to the weight of the blade multiplied by a factor of 2.67 shall be used.

(e) The strength of the rotor assembly shall be substantiated for loadings simulating other critical conditions which may be encountered under normal operation. These shall include "jump-off", rotor "rev-up" and rotor "overspeed" conditions in flight.

§ 06.23 *Fuselage, landing gear and rotor pylon structure.* The requirements specified hereunder apply to the fuselage, landing gear, and rotor pylon structure. The structure shall be substantiated for at least the following loading conditions:

(a) The structure shall be substantiated for the critical loads specified by § 06.212. The resultant rotor force may be represented as a single force applied at the hub attachment point. Consideration shall be given to the balancing and inertia loads occurring under the accelerated flight conditions. The thrust from auxiliary rotors shall also be considered.

(b) The structure shall be substantiated for the ground loads specified by § 06.213.

(c) The engine mount and adjacent fuselage structure shall be substantiated for loads occurring in the rotorcraft under the accelerated flight and landing conditions, including the effect of engine torque loads. In the case of engines having 5 or more cylinders, the limit torque shall be obtained by multiplying the mean torque by a factor of 1.5. For 4, 3, and 2 cylinder engines the factors shall be 2, 3, and 4, respectively.

§ 06.24 *Controls and control systems.* The structure of all auxiliary rotors (antitorque and control) fixed or movable stabilizing and control surfaces, and all systems operating any flight controls shall be substantiated in accordance with the provisions of §§ 06.240 through 06.243.

§ 06.240 *Auxiliary rotor assemblies.* Auxiliary rotor assemblies shall be tested in accordance with the provisions of § 06.420 for rotor drives. In addition, auxiliary rotor assemblies with detachable blades shall be tested for one hour at a speed equal to 1.4 times the speed at which the rotor is driven when the engine is operating at its maximum except take-off speed. In the case of auxiliary rotors with metal blades the vibration stresses shall be determined in flight and it shall be demonstrated that these stresses do not exceed safe values for continuous operation.

§ 06.241 *Auxiliary rotor attachment structure.* The attachment structure for the auxiliary rotors shall be substantiated for a limit load equal to the maximum balancing thrust of the rotor acting simultaneously with other loads on the structure occurring under critical maneuvering flight conditions.

The structure shall also be substantiated separately for a limit load equal to the maximum thrust of the rotor or rotors acting simultaneously with the maximum loads in the structure occurring under normal unaccelerated flight and landing conditions.

§ 06.242 *Stabilizing and control surfaces.* Stabilizing and control surfaces shall be substantiated for a minimum

limit load of 15 pounds per square foot, or for a load due to C_n=0.55 at the maximum design speed, whichever is greater. The load distribution shall closely simulate actual pressure distribution conditions.

§ 06.243 *Primary control systems.* From the pilot's compartment to the point of their attachment to the rotor blades (or control areas) manual control systems shall be substantiated for the following minimum limit pilot forces:

(a) Foot type controls: 130 lbs.

(b) Stick type controls: 100 lbs. fore and aft, 67 lbs. laterally. (The forces need not be applied simultaneously.)

(c) Wheel type controls: 100 lbs. fore and aft, a couple equal to a 53 lb. pilot force applied on opposite sides of the control wheel.

§ 06.25 *Miscellaneous structures.* The strength of all structural items not specifically covered by preceding loading conditions shall be shown to be adequate for their intended purpose. In addition the following specific loading conditions shall be applied:

§ 06.250 *Seat loads.* The strength of seats and their attachments to the primary rotorplane structure shall be substantiated for passenger loads in the accelerated flight and landing conditions based on a standard passenger weight of 170 lbs.

§ 06.2500 *Safety belt loads.* Structures to which safety belts are attached shall be capable of withstanding an ultimate load of 1,000 lbs. per person applied through the safety belt and directed upward and forward at an angle of 45 degrees with the floor line.

§ 06.251 *Local loads.* The primary structure shall be designed to withstand local loads caused by dead weights and by control loads transmitted through attachments. Baggage compartments shall be designed to withstand loads corresponding to the maximum authorized capacity. The substantiation of the adequacy of the structure to withstand dead weight loads shall include a sufficient number of accelerated flight and landing conditions to insure that the most severe combinations have been investigated.

§ 06.3 *Detail design and construction.*

§ 06.30 *General.* The primary structure and all mechanisms essential for the safe operation of the rotorcraft shall not incorporate design details which on the basis of experience the Administrator has found to be unsafe. Certain design features which are essential to the airworthiness of a rotorcraft are hereinafter specified and shall be observed.

§ 06.300 *Materials and workmanship.* The primary structure shall be made from materials which experience or conclusive facts have proved to be uniform in quality and strength and to be otherwise suitable for rotorcraft construction. Workmanship shall be of sufficiently high grade as to insure proper functioning of all parts under reasonable service conditions.

§ 06.301 *Inspection provisions.* Means shall be provided to permit the examination of such parts of the rotorcraft as require periodic inspection.

§ 06.302 *Design of structural parts.* Structural parts shall be designed to avoid stress concentration which may affect adversely the strength of such parts in service, or which may introduce unknown factors into the stress analysis of the structure. Adequate fillets for this purpose shall be provided at all abrupt changes in section. Suitable allowances shall be made in the design for holes and for permissible variations in the location of holes. Joints which are likely to be subjected to appreciable wear shall be designed with replaceable bushings or allowances for oversize bolts or pins.

§ 06.31 *Main rotor blades.*

§ 06.310 *Pressure venting and drainage.* Internal pressure venting of the main rotor blades shall be provided. Drain holes shall be provided and, in addition, the blades shall be so designed as to preclude the possibility of water becoming trapped at any section of the blade.

§ 06.311 *Stops.* The rotor blades shall be provided with stops, as required for the particular design, to limit the travel of the blades about their various hinges.

NOTE: It is desirable that blades should never hit the droop stops except during starting and stopping the rotor.

§ 06.312 *Rotor and blade balance.* Rotors and blades shall be mass balanced to the degree necessary to prevent excessive vibrations and to safeguard against flutter at all speeds up to the maximum forward speed.

NOTE: Based on present design, practice blades should be mass balanced at each spanwise station to such a degree that an increase in blade section angle of attack will produce an increase in pitch reducing moment. (Additional general design information on this subject will be provided as experience with various rotorcraft designs is accumulated.)

§ 06.32 *Stabilizing and control surfaces.*

§ 06.320 *Dynamic and static balance.* All control surfaces shall be dynamically and statically balanced to the degree necessary to safeguard against flutter at all speeds up to the maximum forward speed.

§ 06.33 *Control systems.*

§ 06.330 *Installation.* All control systems shall be designed and installed to provide reasonable ease of operation by the crew and to preclude the probability of inadvertent operation, jamming, and interference by loose objects and passengers. All pulleys shall be provided with guards.

§ 06.331 *Stops.* All control systems shall be provided with stops which positively limit the range of motion of the pilot's controls. Stops shall be capable of withstanding the loads corresponding to the design conditions for the control system.

§ 06.332 *Autorotation control mechanism.* The main rotor blade pitch control mechanism shall be so arranged as to permit rapid entry into the autorotative regime of flight in the event of power failure.

§ 06.34 *Landing gear* (See § 06.2130.)

§ 06.35 *Fuselage and cabins.*

§ 06.350 *Location of rotors.* All rotors shall be so located as not to endanger persons using passenger doors.

§ 06.351 *Pilots' compartment.* The pilots' compartment shall be so constructed as to afford adequate vision to the pilot under normal flying conditions. In cabin aircraft the windows shall be so arranged that they may be readily cleaned or easily opened in flight to provide forward and downward vision for the pilot.

§ 06.352 *Ventilation.* The ventilating system for the pilot and passenger compartments shall be so designed as to preclude the presence of excessive fuel fumes and carbon monoxide. The concentration of carbon monoxide shall not exceed 1 part in 20,000 parts of air under conditions of forward flight or hovering in zero wind. For other conditions of operation, if the carbon monoxide concentration exceeds this value, suitable operating restrictions shall be provided for the information of the crew.

§ 06.353 *Baggage compartments.* Each baggage and cargo compartment shall bear a placard stating the maximum allowable weight of contents, as determined by the structural strength of the compartment. Consideration shall be given to the effects of concentrated weights in the baggage compartments. Suitable means shall be provided to prevent the contents of cargo and baggage compartments from shifting.

§ 06.4 *Power plant installation.*

§ 06.40 *General.* The power plant installation is considered to include all components of the rotorcraft which are necessary for its propulsion, with the exception of the structure of the main and auxiliary rotors.

All components of the power plant installation shall be constructed and installed in such a manner as to assure safe operation of the rotorcraft and shall be provided with all the controls and accessories necessary to assure such operation. Adequate accessibility shall be provided to permit the inspection and maintenance necessary to assure the continued airworthiness of all components of the power plant installation. Fuel, oil, cooling, or other fluid systems shall be made of materials which, including their normal or inherent impurities, will not react chemically with any fuels, oils, or liquids that are likely to be placed in them.

§ 06.41 *Engine installation.*

§ 06.410 *Engines.* The engine shall be of a type which has been type certificated or otherwise found eligible for use in certificated aircraft. (See Part 13 of this chapter.)

§ 06.411 *Engine vibration.* The engine shall be installed in a manner to

preclude harmful vibration of any engine parts or of components of the rotorcraft. It shall be demonstrated by means of a vibration investigation that the addition of the rotor and rotor drive system to the engine does not result in modification of engine vibration characteristics to the extent that the principal rotating portions of the engine are subjected to excessive vibratory stresses. It shall also be demonstrated that no portion of the rotor drive system is subjected to excessive vibratory stresses.

§ 06.42 *Rotor drive mechanism.* The rotor drive mechanism shall incorporate a unit which will automatically discharge the rotor drive and engine from the main and auxiliary rotors in the event of power failure. The rotor drive mechanism shall be so arranged that all rotors necessary for control of the rotorcraft in autorotative flight will continue to be driven by the main rotor (a) after disengagement of the engine and rotor drive from the main and auxiliary rotors.

§ 06.420 *Rotor drive and control mechanism endurance test.* The rotor drive and control mechanism shall be tested for not less than 100 hours. The test shall be conducted on the rotorcraft and the power shall be absorbed by the actual rotors to be installed, except that the use of other ground or flight test facilities with any other suitable method of power absorption will be considered satisfactory, provided all conditions of support and vibration closely simulate the conditions that would exist during a test on the actual rotorcraft. The endurance test shall consist of the following:

(a) Sixty hours at not less than maximum continuous engine speed in conjunction with maximum continuous engine power. In this test, the main rotor controls shall be set in the position which will give maximum longitudinal cyclic pitch change to simulate forward flight. The auxiliary rotor controls shall be in the position for normal operation under the conditions of the test.

(b) Thirty hours at not less than 90 percent of maximum continuous engine speed and 75 percent of maximum continuous engine power. The main and auxiliary rotor controls during this test shall be in the same position as for paragraph (a) of this section.

(c) Ten hours at not less than take-off engine power and speed. The main and auxiliary rotor controls shall be in the normal position for vertical ascent during this test.

All of the tests described in paragraphs (a) (b) and (c) of this section may be conducted either on the ground or in flight. These tests shall be conducted for intervals of not less than 30 minutes except in the case of paragraph (c) The testing of paragraph (c) may be accomplished in intervals of 5 minutes or more if desired.

At intervals of not more than every 5 hours during the endurance tests the engine shall be stopped rapidly enough to allow the engine and rotor drive to be automatically disengaged from the rotors.

Five hundred complete cycles of lateral control and 500 complete cycles of longitudinal control of the main rotors shall be accomplished under the operating conditions as specified in paragraph (a) of this section. Five hundred complete cycles of control of all auxiliary rotors shall be accomplished under the operating conditions as specified in paragraph (a) A complete control cycle is considered to involve movement of the controls from the neutral position, through both extreme positions, back to neutral position. The control cycling may be accomplished during the testing prescribed in paragraph (a) or may be accomplished separately. The remainder of the testing prescribed in paragraphs (a) and (b) shall be accomplished with the main rotor controls in the position which will give maximum longitudinal cyclical pitch change to simulate forward flight and with the auxiliary rotor controls in the position for normal operation under the conditions of the test. The part of the endurance test specified in paragraph (c) shall be accomplished with the main rotor controls neutral and the auxiliary rotor controls in the position for normal operation in a vertical ascent under the power conditions of this portion of the test. Such additional dynamic, endurance, and operational tests or vibratory investigations shall be conducted as are found necessary by the Administrator to substantiate the airworthiness of the rotor drive mechanism.

§ 06.421 *Shafting critical speeds.* An investigation shall be made to determine that the critical speeds of all shafting lie outside the range of permissible engine speeds under idling, power-on, and autorotation conditions. It shall be demonstrated by actual operation that this condition is satisfied with the mechanism installed in the rotorcraft.

§ 06.43 *Fuel systems.*

§ 06.430 *Capacity and feed.* The fuel capacity shall be not less than 0.15 gallon per maximum (continuous) horsepower for which the rotorcraft is to be certificated. Air-pressure fuel systems shall not be used. Only gravity feed or mechanical pumping of fuel is permitted. The system shall be so arranged that, insofar as practicable, the entire fuel supply may be utilized in the steepest climb and at the best gliding angle and so that the feed ports will not be uncovered during normal maneuvers involving moderate rolling or sideslipping. The system shall also feed fuel promptly after one tank has run dry and another tank is turned on. If a mechanical pump is used, an emergency pump shall also be installed and shall be available for immediate use in case of a mechanical pump failure. Pumps of adequate capacity may also be used for pumping fuel from an auxiliary tank to a main fuel tank.

§ 06.431 *Tank installation.* Fuel tanks shall be separated from the engine compartment by a firewall. At least one-half inch clear air space shall be provided between the tank and firewall. Spaces adjacent to the surfaces of the tank shall be ventilated so that fumes cannot accumulate in the tank compartment in case of leakage. If two or more tanks have their outlets interconnected they shall be considered as one tank. The air spaces in such tanks shall be interconnected to prevent the flow of fuel from one tank to another as the result of a difference in pressure in the respective tank air spaces. Mechanical pump systems shall be so arranged that they cannot feed from more than one tank at a time.

§ 06.432 *Tank construction.* Each fuel tank shall incorporate a sump and drain located at the point in the tank which is lowest when the rotorcraft is in its normal ground position. The main fuel supply shall not be drawn from the bottom of this sump. All fuel tank outlets shall be provided with large-mesh finger strainers. Each tank shall be suitably vented from the top portion of the air space. Such air vents shall be arranged to minimize the possibility of stoppage by dirt or ice formation. Tanks of 10 gallons or more capacity shall be provided with internal baffles unless suitable external support is provided to resist surging.

§ 06.433 *Tank strength.* Fuel tanks shall be capable of withstanding, without failure or leakage, an internal pressure of either 3½ pounds per square inch, or the pressure developed during the maximum limit acceleration with fuel tanks, whichever is greater. Tanks shall be capable of withstanding, without leakage or failure, all vibration, inertia, and fluid loads to which they may be subjected in normal operation.

§ 06.434 *Fuel quantity gauge.* The fuel quantity gauge shall be so installed as to indicate readily to a pilot or a flight mechanic the quantity of fuel in each tank while in flight. When two or more tanks in a gravity feed system are closely interconnected and vented, and it is impossible to feed from each one separately, only one fuel quantity gauge need be installed. If a glass gauge is used, it shall be suitably protected against breakage.

§ 06.435 *Lines and fittings.* All fuel lines and fittings shall be of sufficient size so that the fuel flow, with the fuel being supplied to the carburetor at the minimum pressure for proper carburetor operation, is not less than the following:

(a) For gravity feed systems: double the normal flow required to operate the engine at take-off power;

(b) For pump systems: 1½ times the normal flow required to operate the engine at take-off power.

A test for proof of compliance with the applicable flow requirements shall be conducted.

All fuel lines shall be supported to prevent excessive vibration and should be located so that no structural loads can be applied. Bends of small radius or vertical humps in the lines shall be avoided. Copper fuel lines which have been bent shall be annealed before installation. Lines which are connected to components of the rotorcraft between which relative motion may exist shall incorporate provisions for flexibility. Flexible hose and fittings used in fuel line connections shall be of an approved type.

§ 06.436 *Strainers.* A strainer incorporating a sediment trap and drain

shall be installed in an accessible position between the fuel tanks and the engine and shall be installed in an accessible position. The screen shall be easily removable for cleaning. If an engine-driven fuel pump is provided, the strainer shall be located between the fuel tank and the pump.

§ 06.437 *Valves.* A positive and quick-acting valve that will shut off all fuel to each engine individually shall be provided. The control for this valve shall be within easy reach of appropriate flight personnel. In the case of rotorcraft employing more than one source of fuel supply, provision shall be made for independent feeding from each source. The shut-off valve shall not be located closer to the engine than the remote side of the firewall.

§ 06.438 *Drains.* One or more accessible drains shall be provided at the lowest point in the fuel system to drain completely all parts of the system when the rotorcraft is in its normal position on level ground. Such drains shall discharge clear of all parts of the rotorcraft and shall be equipped with suitable safety locks to prevent accidental opening.

§ 06.439 *Miscellaneous fuel system requirements.*

§ 06.4390 *Filler openings.* All fuel tank filler openings shall be plainly marked with the capacity, the word "fuel", and the minimum allowable fuel octane number for the engine installed. Provision shall be made to prevent fuel overflow from entering the compartments in which the fuel tanks are located.

§ 06.4391 *Carburetor de-icing and anti-icing provisions.* Provisions shall be incorporated for preventing the formation and for the elimination of ice in the engine air induction system in accordance with the following:

(a) Rotorcraft employing sea level engines with conventional venturi carburetors shall be equipped with a carburetor air preheater capable of providing a heat rise of not less than 90° F when the engine is operating at 75 percent of its maximum continuous power in air at a temperature of 30° F.

(b) Rotorcraft employing altitude engines with conventional venturi carburetors shall be equipped with a carburetor air preheater capable of providing a heat rise of not less than 120° F. when the engine is operating at 75 percent of its maximum continuous power in air at a temperature of 30° F.

(c) Rotorcraft employing altitude engines with carburetors embodying features which tend to prevent ice formation in the induction system shall be equipped with either one of the following;

(1) A carburetor air preheater capable of providing a heat rise of not less than 100° F when the engine is operating at 75 percent of its maximum continuous power in air at a temperature of 30° F., or

(2) A carburetor air preheater capable of providing a heat rise of not less than 40° F when the engine is operating at 75 percent of its maximum continuous power in air at a temperature of 30° F., together with a fluid de-icing system.

§ 06.44 *Lubrication systems.*

§ 06.440 *General.* Each engine shall have an independent oil supply. The oil capacity of the system shall be not less than either one gallon for every 25 gallons of fuel or one gallon for each 100 maximum (continuous) rated horsepower of the engine or engines, whichever capacity is greater. When suitable provisions are made to transfer oil between engines in flight or when a suitable reserve supply is provided the use of a smaller capacity oil system may be permitted. The suitability of the lubrication system shall be demonstrated in flight tests in which engine temperature measurements are obtained. The system shall provide the engine with an ample quantity of oil at a temperature suitable for satisfactory engine operation.

§ 06.441 *Tank installation.* Oil tanks shall be vented and shall be provided with an expansion space which cannot be inadvertently filled with oil. The expansion space shall be at least 10 percent of the total tank volume, except that it shall in no case be less than one-half gallon.

§ 06.442 *Tank strength.* Oil tanks shall be capable of withstanding an internal test pressure of 5 pounds per square inch without failure or leakage. Tanks shall be capable of withstanding, without leakage or failure, all vibration, inertia and fluid loads to which they may be subjected in normal operation.

§ 06.443 *Quantity gauge.* A suitable means shall be provided to determine the amount of oil in the oil tanks during the filling operation.

§ 06.444 *Piping.* Oil piping shall have an inside diameter not less than the inside diameter of the engine inlet or outlet and shall have no splices between connections. All oil lines shall be so supported as to prevent excessive vibration and should be so located that no structural loads can be applied. Lines which are connected to components of the rotorcraft between which relative motion may exist shall incorporate provisions for flexibility. Flexible hose used in the oil system shall be of an approved type.

§ 06.445 *Drains.* One or more accessible drains shall be provided at the lowest point in the lubricating system to drain completely all parts of the system when the rotorcraft is in its normal position on level ground. Such drains shall discharge clear of all parts of the rotorcraft and shall be equipped with suitable safety locks to prevent accidental opening.

§ 06.446 *Oil temperature.* A suitable means shall be provided for measuring the oil temperature at the engine inlet during flight.

§ 06.447 *Filler openings.* All filler openings in the oil system shall be plainly marked with the capacity and the word "oil"

§ 06.45 *Cooling systems.*

§ 06.450 *General.* The cooling system shall be capable of maintaining engine temperatures within safe operating limits under all conditions of flight during a period at least equal to that established by the fuel capacity of the rotorcraft, assuming normal engine power and speeds. Compliance with this requirement shall be demonstrated in flight tests in which engine temperature measurements are obtained under critical flight conditions. Such tests shall be conducted in air at temperatures corresponding to the highest anticipated summer air temperatures as specified in § 06.451 or, if the flight tests are conducted at temperatures that deviate from these temperatures, the recorded engine temperatures shall be corrected in accordance with the following:

(a) Cylinder head temperatures of air-cooled engines and engine oil inlet temperatures shall be corrected by adding the difference between the highest anticipated summer air temperature and the average temperature of the ambient air at the time of the first occurrence of the maximum cylinder head or oil inlet temperature recorded.

(b) Cylinder barrel temperatures of air-cooled engines shall be corrected by adding seven-tenths of the difference between the highest anticipated summer air temperature and the average temperature of the ambient air at the time of the first occurrence of the maximum cylinder barrel temperature recorded.

§ 06.451 *Highest anticipated summer air temperatures.* The temperatures employed in correcting engine temperatures observed in flight tests conducted to show compliance with the requirements of § 06.450, shall be 100° F at sea level and shall decrease from that value at the rate of 3.6° F per thousand feet above sea level.

§ 06.452 *Radiators.* Radiators shall be so mounted as not to induce vibrations and strains causing distortion.

§ 06.453 *Piping.* Piping and connections shall conform to accepted standards and by their presence shall not induce vibration to the radiator or to the structure of the rotorcraft.

§ 06.454 *Drains.* One or more accessible drains shall be provided at the lowest point in any liquid cooling system to drain completely all parts of the system when the rotorcraft is in its normal position on level ground. Such drains shall discharge clear of all parts of the rotorcraft and shall be equipped with suitable safety locks to prevent accidental opening.

§ 06.455 *Filler openings.* All filler openings in the cooling system shall be plainly marked with the capacity of the system and the name of the proper cooling liquid.

§ 06.46 *Power plant instruments, controls, and accessories.*

§ 06.460 *Instruments.* The engine instruments required are specified in § 06.51.

§ 06.461 *Controls.* All power plant controls, including those of the fuel system, shall be plainly marked to show their function and method of operation.

§ 06.4610 *Throttle controls.* Throttle controls shall be easily accessible to both pilots and shall be so arranged as to afford a positive and immediately responsive means of controlling all engines both

separately and simultaneously. Flexible throttle control systems shall be of an approved type. Throttle controls may be combined with the main pitch control if desired.

§ 06.4611 *Ignition switches.* Ignition switches shall be easily accessible to both pilots. A positive means for shutting off quickly all ignition of multi-engine rotorcraft, by grouping of switches or otherwise, shall be provided.

§ 06.47 *Manifolding, firewall, and cowling or engine compartment covering.*

§ 06.470 *General.* All manifolds, cowling, and firewalls shall be so designed and installed as to reduce to a minimum the possibility of fire either during flight or following an accident and shall comply with accepted practice in all details of installation not hereinafter specified.

§ 06.471 *Exhaust manifolds.* Exhaust manifolds shall be constructed of suitable materials, shall provide for expansion, and shall be so arranged and cooled that local hot points do not form. Exhaust gases shall be discharged clear of the cowling, rotorcraft structure, carburetor air intake, and fuel system parts or drains. Exhaust gases shall not discharge in a manner that will impair pilot vision at night due to glare. No exhaust manifolding shall be located immediately adjacent to or under the carburetor or fuel system parts unless such parts are properly protected against possible leakage.

§ 06.472 *Air intakes.* Carburetor air intakes shall be provided with suitable drains. Cold air intakes shall open completely outside the cowling unless the emergence of backfire flames is positively prevented. The air intake drain shall not discharge fuel in the possible path of exhaust flames.

§ 06.473 *Firewall.* The engine compartment shall be isolated from the remainder of the rotorcraft by means of fire-resistant bulkheads unless the engine is located in a nacelle which is remote from the remainder of the rotorcraft structure and contains no fuel tanks. The firewalls shall be constructed of one of the following materials, or of a material of equivalent fire-resistant qualities and strength characteristics:

(a) A single sheet of heat and corrosion-resistant steel not less than 0.012 inch thick;

(b) A single sheet of nickel-chromium-iron alloy not less than 0.015 inch thick;

(c) A single sheet of low carbon steel not less than 0.018 inch thick, coated with aluminum or otherwise protected against corrosion;

(d) A single sheet of monel metal not less than 0.018 inch thick;

(e) A single sheet of terneplate not less than 0.018 inch thick;

(f) Two sheets of aluminum alloy, each not less than 0.020 inch thick, which are separated by a sheet of asbestos millboard or asbestos fabric sheet not less than 0.125 inch thick, the entire assembly being adequately fastened together.

The firewall shall have all necessary openings provided with close-fitting, fire-resistant grommets, bushings, or firewall fittings. Adjacent inflammable structural members or other inflammable components of the rotorcraft shall be protected by asbestos or other fire-resistant material and provisions shall be made to prevent fuel and oil from permeating the insulation.

§ 06.474 *Engine cowling and engine compartment covering.* All cowling or engine compartment covering shall be made of noninflammable material and shall be so arranged that any accumulations of dirt, waste, fuel, or oil may be readily observed without complete removal of the cowling or engine compartment covering. The cowling or covering shall fit tightly to the firewall. However, openings may be provided if the surface of the aircraft within 15 inches of all such openings is protected with metal or other suitable fire-resistant material. The cowling or engine compartment shall be completely drainable in all operating attitudes of the rotorcraft. All drains shall discharge clear of the exhaust manifold, the path of the exhaust gases, and all parts of the rotorcraft.

§ 06.475 *Heating systems.* Heating systems involving the passage of cabin air over or in close proximity to engine exhaust manifolds shall not be used unless adequate precautions are incorporated in the design to prevent the introduction of carbon monoxide into the cabin or pilot's compartment. Heat exchangers shall be constructed of suitable materials, shall be cooled adequately under all conditions, and shall be susceptible to ready disassembly for inspection.

§ 06.48 *Fire protection.* The power plant installation shall be constructed and installed in such a manner as to preclude the possibility of fire.

§ 06.480 *Fire protection of flight controls.* All primary flight controls passing through the engine compartment shall be constructed of fire-resistant material, or shall be enclosed in a suitably ventilated and drained enclosure of 0.12 inch thick stainless steel, or material of equivalent fire-resistant qualities.

§ 06.5 *Equipment.*

§ 06.50 *General.* The equipment required shall be dependent upon the type of operation for which certification is desired. Basic minimum requirements are set forth below.

§ 06.500 *Accountability.* Equipment items for which certification is required shall be certificated in accordance with the provisions of Part 15 of this chapter. Other items of equipment shall be of a type and design found by the Administrator to be adequate for the purpose intended.

§ 06.51 *Minimum equipment.* All rotorcraft shall be equipped with at least the following:

(a) An airspeed indicator.

(b) An altimeter.

(c) A tachometer for the main rotor or for each main rotor, the speed of which can vary appreciably with respect to another main rotor. (See § 06.521.)

(d) A tachometer for each engine. (See § 06.521.)

(e) An engine oil-pressure gauge when the engine employs a pressure oil system.

(f) A coolant thermometer for each liquid-cooled engine.

(g) An oil inlet temperature thermometer.

(h) A manifold-pressure gauge for each altitude engine.

(i) A fuel quantity gauge. (See § 06.434 for requirements.)

(j) Certificated safety belts for all passengers and members of the crew. (See Part 15 of this chapter for belt requirements and § 06.2500 for installation strength requirements.)

(k) A device for measuring or indicating the amount of oil in the tanks. (See § 06.443 for requirements.)

§ 06.52 *Installation requirements.*

§ 06.520 *General.* The required equipment shall be so installed as to function dependably.

§ 06.521 *Rotor and engine tachometers.* The tachometers required by § 06.51 (c) and (d) may be combined in a single instrument; however, such an instrument shall indicate rotor rpm during autorotation.

§ 06.6 *Operational data.*

§ 06.60 *Operation limitations and information.* A flight manual shall be provided in the rotorcraft by which the operating personnel are informed of all operation limitations and information necessary for its safe operation. The manual shall include information essential to the proper maintenance of the rotorcraft.

§ 06.61 Identification plate. An identification plate shall be permanently affixed in a visible location in the pilot's compartment of each rotorcraft. This plate shall contain the manufacturer's name, the model designation of the rotorcraft, its date of manufacture, and the manufacturer's serial number.

TABLE 06-1

[Additional (multiplying) factors of safety. See § 06.201]

Item	Component	Additional factor of safety	May be covered by item No.
1	Fittings (except control system fittings).[1]	1.15	2, 3, 4, 5, 6, 7.
2	Castings[2]	2.00	3, 4, 5.
3	Rotor hubs and blade attachments.	See § 06.22 (d).	
4	Control system joints (plain bearings).[3]	0.67	
5	Control surface hinges (plain bearings).[3]	1.50	
6	Torque tubes in direct bearing used as hinges.	1.50	
7	Ball and roller bearings in primary systems.	(4)	

[1] Fittings are defined as parts used to connect one primary member to another and shall include the bearing of these parts on the members thus connected. Continuous joints in metal plating and welded joints between primary structural members are not classified as fittings.

[2] A lower value than 2 will be acceptable where radiographic inspection is employed in accordance with a process specification approved by the Administrator.

[3] For bearing stresses only.

[4] For ball or roller bearings the manufacturer's non-Brinell rating shall equal or exceed the *limit* load.

(52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMES,
Secretary.

[F. R. Doc. 46-10707; Filed, June 20, 1946; 11:53 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

PART 135—COLOR CERTIFICATION FEES

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 706 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301 et seq., as amended) and Reorganization Plan No. IV (54 Stat. 1234) the regulations for the certification of coal-tar colors (4 F.R. 1922), as amended, are hereby further amended as indicated below:

In § 135.15 (a) (1) 5 cents is changed to 6 cents; $6.00 is changed to $9.00; $25.00 is changed to $75.00.

In § 135.15 (a) (2) 5 cents is changed to 6 cents; $15.00 is changed to $25.00.

The foregoing amendments will become effective July 1, 1946.

(Sec. 706; 21 U.S.C. 301 et seq.)

Dated: June 20, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator

[F. R. Doc. 46-10710; Filed, June 20, 1946; 4:00 p. m.]

PART 144—CERTIFICATION OF BATCHES OF DRUGS COMPOSED WHOLLY OR PARTLY OF INSULIN

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by provisions of the Federal Food, Drug, and Cosmetic Act as amended (Sec. 506, 55 Stat. 851, 21 U.S.C. 356), each of the sections hereinafter specified of the regulations for the certification of batches of drugs composed wholly or partly of insulin (21 C.F.R. Cum. Supp., 144.1 to 144.13) is hereby amended as indicated below:

1. Section 144.2 is amended:

A. By amending paragraph (d) as follows:

(a) By deleting subparagraphs (3) (4) (6) and (10) and redesignating subparagraphs (7) (5) (9) (8) and (11), respectively, (3) (4) (5) (6) and (7)

(b) By changing the paragraph newly designated (d) (4) to read:

(4) If the batch is to be protamine zinc insulin, the lot of protamine used as an ingredient of the trial mixture referred to in subparagraph (3) of this paragraph; in a quantity of approximately 2 grams.

(c) By changing the paragraph newly designated (d) (6) to read:

(6) If the batch is to be globin insulin (with zinc) the lot of globin hydrochloride from which the globin is to be prepared for use as an ingredient of the trial mixture referred to in subparagraph (5) of this paragraph; in a quantity of approximately 5 grams.

B. By amending paragraph (e) as follows:

(a) By deleting subparagraphs (3), (4) (6), and (10) and redesignating subparagraphs (7) (5) (9) (8) and (11), respectively, (3) (4) (5), (6) and (7)

(b) By substituting "(3)" for "(7)" in the paragraph newly designated (e) (3)

(c) By substituting "(4)" for "(5)" in the paragraph newly designated (e) (4)

(d) By substituting "(5)" for "(9)" in the paragraph newly designated (e) (5)

(e) By substituting "(6)" for "(8)" in the paragraph newly designated (e) (6)

C. By amending paragraph (g) as follows:

(a) By changing subparagraph (1) to read:

(1) No sample referred to in paragraph (d) (1) to (6) of this section, inclusive, and no result referred to in paragraph (e) (1) to (6) of this section, inclusive, is required if such sample or result has been submitted in connection with a previous request for certification. No sample referred to in paragraph (d) (3) of this section and no result referred to in paragraph (e) (3) of this section is required if the batch is to be protamine zinc insulin of 80-unit strength, and the Commissioner has previously approved a trial mixture referred to in paragraph (d) (3) of this section of 40-unit strength, prepared from the same materials and in the same manner (except for adjustment of reaction of the buffer solution) as such batch of 80-unit strength is to be made. No sample referred to in paragraph (d) (5) of this section and no result referred to in paragraph (e) (5) of this section is required if the batch is to be globin insulin (with zinc) of 80-unit strength, and the Commissioner has previously approved a trial mixture referred to in paragraph (d) (5) of this section of 40-unit strength, prepared from the same materials and in the same manner as such batch of 80-unit strength is to be made.

(b) By substituting "(7)" for "(11)" in subparagraph (3).

(c) By substituting "(d) (2) (3) and (5)" for "(d) (2), (3) (4) (6) (7), (9) and (10)" in subparagraph (4) and deleting the last sentence of this subparagraph.

(d) By changing subparagraph (6) to read:

(6) The value for each of the components ash, nitrogen, and zinc submitted pursuant to subparagraphs (1) and (2) of paragraph (e) may be calculated from the result of a test therefor submitted pursuant to either subparagraph (1) or (2) of such paragraph. The result on potency required under subparagraph (1) of such paragraph may be calculated from the result of an assay therefor submitted pursuant to subparagraph (2) of such paragraph. The value of each of the components nitrogen and zinc, to the extent required under subparagraph (7) of such paragraph, may be calculated from the result of a test therefor submitted pursuant to either subparagraphs (3) or (5) of such paragraph or from the result of a test of the bulk dilution from which the batch was prepared. The value for each of the components ash, nitrogen, and zinc required under subparagraph (7) of such paragraph may, if the batch is insulin U. S. P., be calculated from the result of a test therefor submitted pursuant to subparagraphs (1) or (2) of such paragraph or from the result of a test of the bulk dilution from which the batch was prepared. Each calculated value shall be indicated as such.

(e) By changing subparagraph (7) to read:

(7) The information required under paragraph (c) (1) (2), and (3) of this section, and the samples and results of tests and assays required under paragraphs (d) (1) and (2) and (e) (1) and (2) of this section should be submitted before submission of the samples and results required in paragraphs (d) (3) to (6) of this section, inclusive, and (e) (3) to (6) of this section, inclusive; and the samples and results required under paragraphs (d) (3) to (6) inclusive, and (e) (3) to (6) inclusive, should be submitted before submission of the information, samples, and results required under paragraphs (c) (4) and (5), (d) (7), and (e) (7) of this section. All information, including results of tests and assays (except results of tests for sterility), required under this section should be submitted at the same time as the samples to which they relate are submitted.

D. By changing paragraph (k) to read as follows:

(k) In like manner, the Commissioner shall notify the person who submits samples pursuant to paragraph (d) (3) to (6) of this section, inclusive, of his approval or refusal to approve the use of the materials represented by such samples in completing the manufacture of the batch. In case of a refusal to approve, the Commissioner shall state his reasons therefor.

2. Section 144.10 is amended to read:

§ 144.10 *Fees.* (a) Fees for the services rendered under the regulations in this part shall be such as are necessary to provide, equip, and maintain an adequate certification service.

(b) The fees for the services rendered with respect to the samples submitted pursuant to § 144.2 (d) shall be:

(1) For each master lot or mixture of two or more master lots or parts thereof as follows:

(i) $50 if the master lot or mixture has not been previously approved by the Commissioner.

(ii) $25 if the master lot or mixture has been previously approved by the Commissioner in accordance with § 144.2 (j)

(2) For each trial dilution as follows:

(i) $50 if the results of an assay for potency of a trial dilution made by the laboratory referred to in § 144.3 (c) are submitted or are to be submitted.

(ii) The cost of the services rendered if the results referred to in subparagraph (2) (i) of this paragraph are not submitted and are not to be submitted.

(3) For each trial mixture of protamine zinc insulin as follows:

(i) $50 if the results of tests for biological reactions made by the laboratory referred to in § 144.3 (c) are submitted or are to be submitted.

(ii) The cost of the services rendered if the results referred to in subparagraph (3) (i) of this paragraph are not submitted and are not to be submitted.

(4) $50 for each lot of protamine.

(5) The cost of the services rendered for each trial mixture of globin insulin (with zinc)

(6) $50 for each lot of globin hydrochloride.

(7) $8.00 for each package in the sample of the finished batch.

Except as otherwise provided by paragraph (c) of this section, each request for certification submitted, or the initial sample or samples submitted in connection therewith pursuant to § 144.2 (d), whichever is sent first to the Commissioner, shall be accompanied by such fees as are prescribed in specific amounts for the samples submitted. When the fee is the cost of the services rendered, each sample referred to in subparagraph (2) (ii) of this paragraph shall be accompanied by an advance deposit of $1,200, each sample referred to in subparagraphs (3) (ii) and (5) of this paragraph shall be accompanied by an advance deposit of $500, and thereafter such additional advance deposits shall be made as the Commissioner estimates may be necessary to prevent arrears in the payment of such fee.

(c) A person requiring continuing certification services may maintain an advance deposit of the estimated costs of such services for a period of two months or more. Such deposits shall be debited with fees for services rendered, but shall not be debited for any fee the amount of which is not definitely specified in these regulations unless the depositor has previously requested the performance of the services to be covered by such fee. A monthly statement for each such advance deposit shall be rendered.

(d) The unearned portion of any advance deposit made pursuant to paragraph (b) or (c) of this section shall be refunded to the depositor upon his application.

(e) All advance deposits required by these regulations shall be paid by money order, bank draft, or certified check drawn to the order of the Treasurer of the United States, collectible at par, at Washington, D. C.

(f) All earned fees shall be deposited in the Treasury of the United States to the credit of Miscellaneous Receipts, Federal Security Agency.

Approved: June 20, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-10711; Filed, June 20, 1946; 4:00 p. m.]

PART 146—CERTIFICATION OF BATCHES OF PENICILLIN-CONTAINING DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., July 6, 1945) the regulations for the certification of batches of penicillin-containing drugs (10 F.R. 11227) as amended, are hereby further amended as indicated below:

In § 146.8 (b) $1.00 is changed to $2.00.

In § 146.24 (e) (1) $3.00 is changed to $4.00.

In § 146.25 (e) (1) $6.00 is changed to $8.00; $3.00 is changed to $4.00.

In § 146.26 (e) (1) $6.00 is changed to $8.00; $3.00 is changed to $4.00.

In § 146.27 (e) (1) $0.75 is changed to $1.00; $3.00 is changed to $4.00.

In § 146.29 (e) (1) $3.00 is changed to $4.00; $1.00 is changed to $1.50.

In § 146.30 (e) (1) $0.75 is changed to $1.00; $1.50 is changed to $2.00; $3.00 is changed to $4.00.

In § 146.31 (e) (1) $0.75 is changed to $1.00; $3.00 is changed to $4.00.

In § 146.32 (e) (1) $3.00 is changed to $4.00; $1.00 is changed to $1.50.

In § 146.33 (e) (1) $3.00 is changed to $4.00.

In § 146.34 (e) (1) $0.75 is changed to $1.00; $3.00 is changed to $4.00.

The foregoing amendments will become effective July 1, 1946.

(Sec. 507; 21 U.S.C. 301 et seq.)

Dated: June 20, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator

[F. R. Doc. 46-10712; Filed, June 20, 1946; 4:00 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VIII—National Housing Agency

[Premium Payments Reg. 2]

PART 714—PREMIUM PAYMENTS REGULATIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

SOFTWOOD PLYWOOD

Purpose and findings. This general regulation is issued to stimulate additional production of softwood plywood by providing for premium payments with respect to peeler logs consumed in additional production of softwood plywood above established quotas. It describes how quotas are established, and the methods, procedures and conditions under which premium payments may be obtained. This regulation is issued pursuant to the authority of the "Veterans' Emergency Housing Act of 1946."

All available means of increasing the supply of softwood plywood for the veterans' emergency housing program and for other construction, maintenance and repair essential to the national well-being have been considered. Based on such consideration, the Expediter finds that premium payments with respect to peeler logs are temporarily necessary to increase the supply of softwood plywood and to stimulate such additional production with greater rapidity, economy and certainty than other available methods. The premium payments provided herein are applied at a uniform rate within the industry. In applying premium payments to necessary additional production in this industry emphasis has been placed upon avoiding either economic dislocations or adverse effects upon established business.

Par.

§ 714.2 *Softwood plywood*—(a) *Definitions.* As used in this section:

(1) "Plywood company" means any person who manufactures plywood at least 50 percent of which is in construction and door panel grades. For purposes of this section a "veneer mill" which is owned by a plywood company, or which has contracted to supply all of its output to a plywood company (or companies), shall be considered a part of the plywood company (or companies)

(2) "Veneer mill" means any person who manufactures wood veneer.

(3) "Log supplier" means any person who supplies peeler logs to a plywood company or veneer mill.

(4) "Person" means an individual, corporation, partnership, association, or any other organized group of any of the foregoing, or legal successor or representative of any of the foregoing, but does not include the United States, any of its political subdivisions or any agency thereof, any other Government, any of its political subdivisions or any agency thereof.

(5) "Plywood" means a panel of one or more veneers laminated by use of a bonding agent, made of any species of softwood (other than pine) produced west of the crest of the Cascade Mountains.

(6) "Peeler logs" means only the following species and grades of peeler logs: Douglas fir, Nos. 1, 2, and 3 peeler; Western hemlock and Western white fir, suitable for peeling; Sitka spruce, select; Noble fir, aircraft grade and suitable for peeling.

(7) "Plywood production" means the amount of plywood produced using as the unit of measurement one thousand square feet on a 3/8" rough basis.

(8) "New producer" means, with respect to a plant which prior to the effective date of this section was not operated for the production of plywood, a person who operates such plant after the effective date of this section, and who did not operate, prior to the effective date of this section, any plant for the production of plywood.

(9) "Claim" means a claim for premium payments filed pursuant to this section.

(10) "Expediter" means the Housing Expediter as defined in the Veterans' Emergency Housing Act of 1946, or his duly authorized representative.

(11) "OHE" means the Office of the Housing Expediter.

(b) *Eligibility.* Any plywood company may file claims for premium payments under this section if it meets both of the following conditions: (1) It produces plywood during the period covered by the

claim in excess of quota. This condition, however, does not apply to claims for premium payments for June 1946. (2) It (or such of its agents as are certified by Civilian Production Administration) pays its log suppliers a premium of $7.50 per thousand feet logscale for peeler logs delivered to it. For purposes of this section, a plywood company which produces its own logs shall be considered to have paid a premium of $7.50 per thousand feet logscale for all peeler logs it itself has produced and consumed in the manufacture of plywood.

(c) *Establishment of quota.* (1) With respect to a plywood company which produced plywood for at least three months during the period January through May, 1946, the quota shall be the lower of the following as approved and accepted by the Expediter: (i) Actual production during the first three months in the period from January through May, 1946, in which production was maintained for at least 15 operating days, or (ii) Productive capacity for the same three months computed on a two-shift six-day week basis. In the case of a company which produced plywood in more than one plant; the lower of (i) and (ii) above shall be found for each plant of the company and the quota shall be the total for all plants. (2) With respect to any other plywood company, the quota shall be determined by the Expediter; *Provided, however* That no quota shall be established for a new producer which would result in the application of premium payments to more than 50 percent of the value (in terms of producer's selling price) of the total output of such producer. (3) Where the Expediter finds that production of a plywood company during a three-month claim period has been interrupted due to unusual circumstances beyond the control of the company, the quota for such claim period may be adjusted by the Expediter.

(d) *Application for quota.* Every person who wishes to receive premium payments under this section shall file an application for quota on prescribed forms. All applications shall be filed with the Expediter, c/o CPA, Portland, Oregon, in accordance with instructions on the forms.

(e) *Rate and computation of premium payment*—(1) *For June 1946.* If a plywood company has been assigned a quota, the amount payable for production during June 1946, shall be $7.50 per thousand feet logscale for all peeler logs consumed in the manufacture of plywood during June 1946. If, however, the plywood company's production of plywood during the quarter commencing July 1, 1946, does not equal or exceed 125 percent of its quota, the amount payable for June 1946 will be recomputed by applying the reduced rate of premium payments applicable to the quarter beginning July 1, 1946. This rate will be determined in accordance with paragraph (e) (2) (ii) of this section. In such a case, the overpayment for June 1946 will be subject to recovery or set-off.

(2) *For three-month periods beginning July 1, 1946.* (i) If production of plywood during the quarter was 25 percent or more in excess of quota, plywood companies will be paid $7.50 per thousand feet logscale for peeler logs consumed in the manufacture of plywood during the quarter. (ii) If production of plywood during the quarter was in excess of quota, but less than 25 percent above it, plywood companies will be paid at the rate of $.30 for each 1-percent increase in plywood production above quota with respect to each thousand feet logscale of peeler logs consumed in the manufacture of plywood during the quarter.

EXAMPLE: The X Company produces 20 percent more plywood than its quota. In producing this plywood, the X Company consumes 2,000,000 feet logscale of peeler logs. Since the production of plywood is 20 percent above quota, the rate of payment would be $0.30 for each one percent or $6.00 per thousand feet logscale of peeler logs. Applying this $6.00 to the 2,000,000 feet logscale of peeler logs it is found that the amount of premium payments is $12,000.

(iii) If production of plywood during the quarter was not above quota, no payment will be made.

(3) *Liquidation settlement.* A liquidation payment, based upon the net increase in inventory of peeler logs between inventory on hand on June 1, 1946, and the inventory on hand on the termination date of this section, will be paid plywood companies at the rate of $7.50 per thousand feet logscale. If this section is terminated because OPA price ceilings are no longer applicable to the sale of plywood or peeler logs, this liquidation payment will be at such a rate and on such terms and conditions as the Expediter may deem proper. In the event there is a net decrease in inventory of peeler logs between the inventory on hand on June 1, 1946, and the inventory on hand on the termination date, an amount equal to $7.50 per thousand feet logscale of the net amount of such decrease shall be subject to recovery or set off.

(f) *Claim for payment.* Plywood companies shall file their claims for payment in the following manner. (1) Each claim for payment shall be filed on prescribed forms in accordance with instructions on the forms. These forms may be obtained from and shall be filed with the Reconstruction Finance Corporation Loan Agency at Portland, Oreg. (2) Claims for the month of June, 1946, shall be filed no later than October 31, 1946. (3) For the months beginning with July, 1946, plywood companies shall file each claim no later than the end of the month following the period covered by the claim. Such claims shall be filed on a monthly or quarterly basis. A claim for the first month of the quarterly period may be filed only if the production of the plywood company during the month has equaled or exceeded 125 percent of one-third of its quota; and a claim for the second month or for the first two months of the quarterly period may be filed only if the total production of the plywood company during the two months has equaled or exceeded 125 percent of two-thirds of its quota. (4) Any plywood company which files a claim for June, 1946, must file a quarterly claim for the quarter beginning July 1, 1946; and any plywood company which files a claim for any month or two-month period must file a claim for the quarter including such month or two-month period. (5) No claim under this section shall be assignable except as a part of a bona fide transfer of the plywood company to a legal successor.

(g) *Payment*—(1) *Review by RFC.* In reviewing claims for payment, the RFC will determine whether such claims appear to have been correctly and properly prepared.

(2) *Terms of payment.* If the claim or any part thereof is accepted by RFC subject to final verification, RFC will then pay the claimant that part of the claim so accepted: *Provided, however,* That with respect to claims for the months of January, February, and March 1947, RFC may require that bond be furnished in form and amount satisfactory to it before making payment thereon. Preliminary acceptance and payment of claim shall not constitute final acceptance of the validity or amount of the claim. If, after review or audit, there is cause to question the validity of any claim, RFC may (i) Require that bond be furnished in form and amount satisfactory to it before making further payments, or (ii) suspend further payments.

(3) *Verification of claims.* (i) Upon receipt of claims for payment, RFC will forward copies to the Expediter for verification and such investigation or audit as he may deem appropriate. (ii) If the amount verified and approved by the Expediter is less than the amount previously paid, the claimant shall, upon demand by RFC, refund the overage to RFC, together with interest thereon at the rate of 4 percent per annum calculated from the date of such overpayment to the date repayment is made to the RFC or such overage plus interest may be deducted from any accrued or subsequent claim for any payment by RFC to the claimant.

(4) *Monthly payments.* Any payments made by RFC on account of any month or two-month claim shall be considered an advance payment on the claim for the quarterly period including such months, and shall be subject to recovery or set-off in the event the amount found payable on the quarterly claim is less than the amount of such advance payment.

(5) *Invalidation of claims.* The Expediter shall have the right at any time to declare invalid any claim of a company, and such company shall upon demand refund to RFC any payment on such claim, if the Expediter finds that the company (i) has failed to comply with any of the requirements of this section, or (ii) has failed to comply with directives, orders or regulations of CPA or OHE on plywood, or has sold plywood at prices in excess of the ceiling prices established by the applicable OPA regulations or orders, or (iii) has failed to maintain production of peeler logs from its own timber holdings at the level which obtained during the period on the basis of which the quota was established or the corresponding quarter of 1945, whichever is higher.

(h) *Records.* Every company shall prepare and preserve for inspection for

a period of not less than two years after the date of termination of this section, all books, records and other documents which furnish information in support of its application for quota and claims for payment. The Expediter, or his designated agents shall have the right at any time to make such examinations and audits of the books, records and other documents as may be necessary to verify the representations in the company's application for quota and claims for payment, or as may be required by the Expediter.

(i) *Official interpretations.* Official interpretations of this section may be given only in writing by the General Counsel of OHE, or his duly authorized representative. A request for an official interpretation must be filed in writing directly with the Expediter or the General Counsel.

(j) *Special provisions for veneer mills.* (1) Any veneer mill which is neither owned by a plywood company nor is under contract to supply all of its output to a plywood company (or companies) may obtain premium payments under this regulation if it complies with all of the following conditions: (i) It obtains authorization from the CPA at Portland, Oregon, to pay its log suppliers a premium for peeler logs, and (ii) It delivers part of its peeler logs to a plywood company either in the form of veneer or as peeler logs, and (iii) After authorization from CPA, it pays its log suppliers for peeler logs a premium of $7.50 per thousand feet logscale, and (iy) Its current purchases of logs are in line with its purchases of logs during the corresponding months of 1945 and the proportion of peeler logs to total logs purchased does not exceed that obtaining during the first quarter of 1946. (2) The amount of premium payable to a veneer mill shall be $7.50 per thousand feet logscale for all peeler logs delivered to it with respect to which it has during the period of its authorization from CPA paid a premium of $7.50 per thousand feet logscale except that no premium shall be payable with respect to those peeler logs which the veneer mill has delivered to a plywood company. (3) Claims for payments shall be filed on prescribed forms in accordance with the instructions on the forms. Claims shall be filed on a monthly basis, no later than the end of the month following the period covered by the claim. (4) In addition to this paragraph, only the following provisions of this section shall apply to veneer mills: paragraphs (a) (f) (1) (f) (5) (g) (1) (g) (2) (g) (3), (g) (5) (h), (i) (k), and (l)

(k) *Termination.* This section shall terminate on March 31, 1947. Such termination shall not preclude the filing of claims for payment accrued on or before the date of termination. Such claims shall be dealt with in accordance with the provisions of this section in the same manner as if it had not been terminated. In the event that OPA price ceilings cease to be applicable to the sale of plywood or peeler logs, the Expediter may terminate this section on such terms and conditions as he may deem proper.

(l) *Effective date.* This section shall become effective as of June 1, 1946.

NOTE: The reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

(Pub. Law 388, 79th Cong.)

Issued this 19th day of June 1946.

WILSON W. WYATT,
Housing Expediter.

[F. R. Doc. 46-10726; Filed, June 20, 1946; 4:18 p. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 2, Revision 1]

PART 1102—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF CALIFORNIA

WORKERS ENGAGED IN HARVESTING ALFALFA HAY AND FLAX STRAW IN THE IMPERIAL VALLEY

Supplement 2, as amended (9 F.R. 3681; 11 F.R. 4724) is hereby amended and revised to read as follows:

§ 1102.2 *Wages of workers engaged in the mowing, raking, baling, hauling and piling, and hauling and loading into railroad cars of alfalfa hay, and mowing, raking and baling of flax straw in the Imperial Valley of Imperial County, State of California.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the California USDA Wage Board that a majority of the producers of alfalfa hay and flax straw in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the California USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in the mowing, raking, baling, hauling and piling, hauling and loading into railroad cars of alfalfa hay, and mowing, raking, and baling of flax straw in the Imperial Valley, Imperial County, California, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517)

(b) *Wage rates; maximum wage rates for harvesting alfalfa hay and flax straw.*

1. Mowing alfalfa hay—40¢ per acre.
2. Raking alfalfa hay—45¢ per acre.
3. Baling alfalfa hay with 4-man crew—40¢ per ton for 3 men and 45¢ per ton for lead man.
4. Hauling and piling alfalfa hay with 2-man crew up to but not to exceed 9 bales high—3¢ per bale per man.
5. Hauling and piling alfalfa hay with 2-man crew where piling is in excess of 9 bales high and for hauling and loading alfalfa hay into railroad cars—3½¢ per bale per man.
6. Mowing flax straw—45¢ per acre.
7. Raking flax straw—50¢ per acre.
8. Baling flax straw with 4-man crew—50¢ per ton for 3 men and 55¢ per ton for lead man.

Wages paid on any basis other than the above shall not exceed the equivalent of the rates specified herein. No perquisites shall be paid in addition to the wage rates provided for herein.

(c) *Administration.* The California USDA Wage Board, located at 2161 Bancroft Way, Berkeley 4, California, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177)

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section, and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This section shall become effective at 12:01 a. m., Pacific standard time June 20, 1946.

(56 Stat. 765 (1942), 50 U.S.C. 961 et seq. (Supp. IV) 57 Stat. 63 (1943) 50 U.S.C. 964 (Supp. IV), 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8037; E.O. 9620, 10 F.R. 12023; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206; 10 F.R. 3177; 11 F.R. 5903)

Issued this 20th day of June 1946.

[SEAL] WILSON R. BUIE,
Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46-10765; Filed, June 21, 1946; 11:12 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

ORDER EXCEPTING COAL PRODUCED IN DISTRICTS 12 AND 13 FROM PROVISIONS OF INTERIM DIRECTION ISSUED MAY 31, 1946

It appears that with respect to bituminous coal produced in Districts 12 and 13, no further necessity exists for the application of the provisions of the Notice of Interim Direction to Shippers of Bituminous Coal Produced in All Districts and to Lake and Tidewater Com-

mercial Dock Operators and Retail Dealers, issued May 31, 1946. Accordingly, an exception is hereby granted from the provisions of said Interim Direction with respect to all bituminous coal produced in Districts 12 and 13.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 20th day of June 1946.

OSCAR L. CHAPMAN,
Acting Solid Fuels Administrator for War

[F. R. Doc. 46-10763; Filed, June 21, 1946; 10:59 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 4600—RUBBER, SYNTHETIC RUBBER AND PRODUCTS THEREOF

[Rubber Order R-1, Appendix II, as Amended June 21, 1946]

APPENDIX II—MANUFACTURING REGULATIONS

Appendix II to Rubber Order R-1 establishes certain compounding proportions and manufacturing regulations for many of the products enumerated in Table B of Appendix I to Rubber Order R-1. These compounding proportions and manufacturing regulations are set out in the so-called lists appearing below.

(a) *Limitation on production of rubber products.* No person may manufacture any of the products covered by the lists set out in this Appendix II except in accordance with the restrictions and regulations in the list applicable to the product.

(b) *General provisions.* (1) The total rubber hydrocarbon (designated total RHC in this appendix) is the sum total of natural rubber, synthetic rubber and the rubber hydrocarbon value of reclaimed rubber. The rubber hydrocarbon value of reclaimed rubber shall be calculated from the rubber value of reclaimed rubber as certified by the manufacturer of the reclaimed rubber and shall be determined by the "difference, or indirect" method.

(2) References to Army, Navy, Federal, Railroad, etc., specifications by number mean the latest issue or amendment of the particular specifications.

TABLE OF LISTS INCLUDED IN APPENDIX II

Number	*Title*
2.	Tire and flap curing bags.
3.	Airplane tire tubes
5.	Rubber footwear.
6.	Manufacture and identification of tires and tire casings.
7.	Tire and tube repair materials.
8.	Tires and tire casings (except airplane tires).
9.	Tire tubes (except airplane tire tubes).
10.	Tire flaps.
12.	Airplane tires and tire casings.
13.	Retreading materials.
14.	Tank tracks and band tracks.
15.	Use of high tenacity rayon yarn or cord.
16.	Tire tube valves (except bicycle tire tube valves).

LIST 2—MANUFACTURE OF TIRE AND FLAP CURING BAGS

(a) *Manufacturing regulations.* The manufacture of tire and flap curing bags of all sizes and types is subject only to the following regulations:

The use of natural rubber in the manufacture of tire and flap curing bags shall be in conformity with Table A.

TABLE A

Size	Type	Maximum natural rubber, by weight, in curing bag, per tire cured, in percent of the total RHC of the tire cured[1]
All	Passenger	0.4
All	Motorcycle	.4
15" and 16" rim diameter.	Industrial	.4
All (except 15" and 16" rim diameter).	Industrial	2.0
15" and 16" rim diameter.	Farm tractor	.4
All (except 15" and 16" rim diameter).	Farm tractor	1.1
6.00 through 11.00, all rim diameters.	Truck	.4
12.00 and 13.00, all rim diameters.	do	1.0
14.00, all rim diameters.	do	1.2
16.00 up, all rim diameters.	do	1.6
All 4 ply	Airplane	13.0
All 6 ply	do	8.0
All 8 ply	do	3.8
All 10 ply	do	2.9
All 12 ply	do	2.0
All 14 and 16 ply	do	1.5
All 18 ply up	do	.8
7.50 through 10.00, all rim diameters.	Grader	.5
11.00 through 14.00, all rim diameters.	do	1.2
All	Bicycle	[2]0
All	Flap bags	[2]0

[1] Additional natural rubber may be consumed in curing bags if such rubber is deducted from the allowable natural rubber permitted in the manufacture of the tire being cured, or from tires within the specific group in which said tire is grouped.

[2] Natural rubber and natural rubber latex permitted only in valves, valve adhesion pads, splicing gum strips and cements, and identification inks and cements.

(b) *Marking of synthetic curing bags.* All curing bags containing synthetic rubber shall have a permanent circumferential colored stripe at least three-eighths inch wide applied on the base section of the bag. The appropriate color shall be determined from paragraph (a) of List 6.

LIST 3—MANUFACTURE OF AIRPLANE TIRE TUBES

Manufacturing regulations. In the manufacture of airplane tire tubes, natural rubber may be consumed according to the following Table A:

TABLE A

Size	Type	Maximum percent natural rubber of total RHC by weight
All	All types	As required.

LIST 5—REGULATIONS FOR THE MANUFACTURE OF RUBBER FOOTWEAR

(a) *General provisions.* (1) The manufacture of rubber footwear and canvas-rubber soled shoes shall be limited to the quantity of natural rubber shown in paragraphs (b) and (c) of this List 5, excepting

(2) That unlimited plus or minus variations from average weight of total natural rubber per pair is permitted: *Provided,* The over-all consumption of natural rubber does not exceed total permitted consumption on the basis of listed ceilings for all items manufactured.

(b) *Rubber footwear.*

[Average weight of natural rubber per pair maximum (not over 70% of which shall be natural rubber other than guayule on a net basis, or washed and dried wild rubber in lieu of guayule) (in pounds)]

Men's short boots—regulation height	0.76
Boys' short boots	.70
Youths' short boots	.60
Women's short boots (molded heel) service	.45
Boys' storm king boots	1.00
Youths' storm king boots	.70
Men's short boot (plain toe) occupational	1.00
Men's short boot (steel toe) occupational	1.07
Men's storm king boot (plain toe) occupational	1.25
Men's storm king boot (steel toe) occupational	1.32
Men's hip or thigh boot (plain toe) occupational	1.55
Men's hip or thigh boot (steel toe) occupational	1.62
Men's short boot (felt) fireman	1.15
Men's storm king boot (felt) fireman	1.35
Men's short boot (duck) fireman	1.30
Men's storm king boot (duck) fireman	1.50
Men's storm king boot—irrigation	1.40
Men's short boot (plain toe) heavy duty	1.58
Men's short boot (steel toe) heavy duty	1.65
Men's storm king boot (plain toe) heavy duty	1.96
Men's storm king boot (steel toe) heavy duty	2.03
Men's hip or thigh (plain toe) heavy duty	2.32
Men's hip or thigh (steel toe) heavy duty	2.39
Men's short legging boot	.85
Men's long legging boot	1.15
Men's fishing boot (thigh)	1.90
Women's fishing boot (thigh)	1.60
Men's short boot (snug ankle)	1.50
Men's thigh boot (snug ankle)	1.90
Men's thigh duck hunter	1.90
Women's short boot (dress)	.64
Misses' short boot	.40
Child's short boot	.35
Men's wading shoe, cleated sole, canvas top	.37
Men's wading shoe, molded felt sole, canvas top	.37
Men's rubber surface wader, stocking foot	1.47
Men's reversible wader, stocking foot	1.10
Men's rubber surface wader, boot foot	2.86
Men's jeans, covered pants and boots	2.35
Men's jeans, covered pants and rubber boot foot	2.75
Men's rubber surface body boot	2.70
Men's 15" lace pac (plain toe) occupational	1.00
Men's 15" lace pac (steel toe) occupational	1.07
Men's 15" lace pac (molded sole)	1.72
Men's laced over-the shoe	1.02
Men's 10" mine pac (plain toe) occupational	.85
Men's 10" mine pac (steel toe) occupational	.92
Men's work shoe (plain toe) occupational	.75
Men's work shoe (steel toe) occupational	.82
Women's work shoe (plain toe) occupational	.75
Men's 16" top lace snug ankle	1.50
Men's 12" top lace snug ankle	1.30
Boy's top lace snug ankle	1.00
Youth's top lace snug ankle	.80
Men's 16" top lace (molded sole)	1.60
Men's 12" top lace (molded sole)	1.40
Men's 2 buckle perfection	.85
Men's 1 buckle perfection	.70
Men's lumber over	.55
Boy's lumber over	.40
Youth's lumber over	.33
Men's lumber over (molded sole)	1.00

(b) Rubber footwear—Continued.

Men's 5 buckle rubber mid-weight arctic	0.73
Men's 4 buckle rubber mid-weight arctic	.63
Men's 5 buckle rubber (net) farm-weight arctic	1.00
Men's 4 buckle rubber (net) farm-weight arctic	.91
Men's 4-buckle rubber (fleece) farm-weight arctic	.86
Boys' 4 buckle rubber (net) farm-weight arctic	.67
Men's 5 buckle rubber (blucher) farm-weight arctic	.95
Men's 4 buckle rubber (blucher) farm-weight arctic	.86
Men's 2 buckle rubber farm-weight arctic	.70
Men's 1 buckle snow excluder	.63
Men's 5 buckle rubber heavy duty arctic	1.00
Men's 4 buckle rubber heavy duty arctic	.91
Men's 4 buckle cloth farm-weight arctic	.50
Men's 4 buckle cloth heavy duty arctic	.58
Men's 1 buckle cloth farm-weight arctic	41
Women's 1 buckle cloth farm-weight arctic	.20
Men's 5 buckle rubber medium weight arctic	.63
Men's 4 buckle rubber medium weight arctic	.60
Men's 4 buckle rubber light weight arctic	.50
Boys' 4 buckle rubber light weight arctic	43
Youth's 4 buckle rubber light weight arctic	.39
Women's 4 buckle rubber light weight arctic	.39
Misses 4 buckle rubber light weight arctic	.35
Child's 4 buckle rubber light weight arctic	.30
Boy's 3 buckle rubber light-weight arctic	.36
Youth's 3 buckle rubber light-weight arctic	.35
Misses 3 buckle rubber light-weight arctic	.33
Child's 3 buckle rubber light-weight arctic	.28
Men's 4 buckle cloth light-weight arctic	.36
Men's 4 buckle cash, light-weight arctic	.36
Men's 1 buckle cloth light-weight arctic	.28
Men's high slide rubber light-weight arctic	.50
Boy's high slide rubber light-weight arctic	43
Women's high slide rubber light-weight arctic	.39
Misses' high slide rubber light-weight arctic	.35
Child's high slide rubber light-weight arctic	.30
Men's low slide rubber light-weight arctic	42
Men's high slide cloth, light-weight arctic	40
Men's low slide cloth light-weight arctic	.34
Men's over-the-shoe rubber gaiter	.52
Women's over-the-shoe rubber gaiter	.39
Misses' over-the-shoe rubber gaiter	.35
Child's over-the-shoe rubber gaiter	.30
Women's over-the-shoe rubber slide gaiter	.39
Misses' over-the-shoe rubber slide gaiter	.35
Child's over-the-shoe rubber slide gaiter	.30
Women's low slide rubber gaiter	.18
Misses' low slide rubber gaiter	.18
Child's low slide rubber gaiter	.15
Women's snap rubber gaiter	.18
Misses' snap rubber gaiter	.18
Child's snap rubber gaiter	.15

(b) Rubber footwear—Continued.

Growing girls' strap rubber gaiter	0.34
Misses' strap rubber gaiter	.30
Child's strap rubber gaiter	.25
Women's velveteen gaiter (fur trimmed)	.30
Women's warm lined rubber (shearling cuff) gaiter	.59
Misses' warm lined rubber (shearling cuff) gaiter	.55
Men's 2 buckle work rubber	.42
Men's 2 buckle work rubber farm weight	.60
Men's 2 buckle work rubber heavy duty	.60
Men's storm and semi-storm work rubber	.38
Boy's storm work rubber	.33
Men's work rubber-farm weight	.60
Boy's work rubber, farm weight	.50
Men's work rubber, heavy duty	.60
Men's storm, cloth top, wool jersey	.30
Men's storm, cloth top, cotton jersey	.30
Men's rubber oxford (unlined)	.38
Women's rubber oxford (unlined)	.25
Women's rubber oxford (cloth lined)	.21
Men's sandal (molded)	.22
Men's clog (molded)	.19
Men's clog (unlined)	.33
Men's over (unlined)	.33
Women's over (unlined)	.24
Misses' over (unlined)	.23
Child's over (unlined)	.18
Women's toe rubbers (unlined)	.03
Men's dress rubbers, storm, over, clog (lined)	.24
Boy's dress rubbers, storm and over	.20
Youth's dress rubber, storm	.17
Growing girl's storm rubber	.17
Misses' storm rubber	.17
Women's over rubber	.17
Child's storm rubber	.14

(c) Canvas rubber soled shoes of vulcanized construction. Men's, boy's, youth's, little gent's, women's, misses' and child's average consumption of natural rubber limited to 0.37.

LIST 6—MANUFACTURE AND IDENTIFICATION OF TIRES AND TIRE CASINGS

(a) Synthetic rubbers. The identification of the various types of synthetic rubber is effected by designating each type by a letter and a color.

Letter	Color	Type of synthetic
S	Red	GR-S.
M	Yellow	GR-M (neoprene).
I	Light Blue	GR-I (butyl).

(b) Synthetic tire constructions. (1) The proportion of synthetic rubber to natural rubber in tires and tire casings is controlled by the following synthetic construction identification numbers:

Synthetic construction identification numbers:	*Type of synthetic*
S-3, S-4, S-5, etc	GR-S

The natural rubber may be distributed throughout the tire at the manufacturer's discretion except in items (4) and (10) below.

(2) S-3 denotes 100% GR-S tread on a 100% GR-S carcass, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(3) S-4 denotes approximately 87% GR-S and 13% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(4) S-5 denotes 100% GR-S tread on a natural rubber carcass, except that: natural rubber may be used only in cements, in tread and side-wall splice gum strips and in the tire body.

(5) S-6 denotes approximately 67% GR-S and 33% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(6) S-7 denotes approximately 33% GR-S and 67% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(7) S-8 denotes approximately 93% GR-S and 7% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(8) S-9 denotes approximately 77% GR-S and 23% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(9) S-10 denotes approximately 50% GR-S and 50% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(10) S-11 denotes 100% GR-S side-wall on a tire having natural rubber carcass and tread. S-11 also denotes a minimum 6% of GR-S and a maximum 94% natural rubber.

LIST 7—MANUFACTURE OF TIRE AND TUBE REPAIR MATERIALS

(a) Manufacturing regulations. (1) Any tire or tube repair material may be manufactured: *Provided,* That no natural rubber or natural rubber latex is consumed in the manufacture of such items.

(2) The manufacture of tire and tube repair materials consuming natural rubber shall be limited to the items shown in this paragraph (a) (2), subject to the compounding regulations designated therefor.

Description of item	*Maximum percent natural rubber of total RHC by weight*
(i) Bulk tire repair materials:	
(a) Tread repair stock (⅛" max. ga.)	62.0.
(b) Repair cushion stock	As required.
(c) Cord repair friction (0.047 max. ga.)	Do.
(d) Sq. woven fabric friction	Do.
(e) Cements (cold cure)	(1)
(f) Cements (vulcanizing)	As required.
(ii) Tire patches:[2]	
(a) Uncured-vulcanizing type:	
Body	Do.
Facing	Do.
(b) Cured and semi-cured vulcanizing type:	
Body	0.0.
Facing	As required.
(c) Temporary emergency cold cure type (composite)	5.0.
(iii) Tube patches:	
(a) Combination tube repair gum (cured back, uncured face)	(3)
(b) Tube repair gum (uncured)	As required.
(c) Hot patch gum (uncured)	Do.
(d) Truck tube valve repair patches (composite)	Do.
(e) Tube replacement valve facing	Do.
(iv) Sectional bags	(4)

[1] Maximum 0.20 pounds natural rubber per gal.

[2] Natural rubber may be consumed in cements for adhesion purposes in manufacturing tire patches.

[3] Maximum 1.25 pounds natural rubber per square yard.

[4] Maximum of 20% natural rubber, by weight, of the total RHC.

(b) Restrictions. (1) In items (ii) (c), (iii) (a), and (iii) (d), different grades of compounds may be used in the cured and uncured portions of each: *Provided,* The total natural rubber content in the whole item does not exceed the percent represented by the compound grade specified.

(2) The use of cements as manufactured in accordance with (a) Manufacturing regulations (2) (i) (e) and (f) shall be limited to the reconditioning of tires and tubes.

(3) Item (2) (i) (e)—Cements (cold cure) may be packed only in containers of one quart or smaller.

LIST 8—MANUFACTURE OF TIRES AND TIRE CASINGS (EXCEPT AIRPLANE TIRES)

(a) *General Provisions.* (1) The natural rubber content of any tire or tire casing governed by this List 8 shall not include processing losses or natural rubber used in curing bags, or natural rubber latex used in cord treatment.

(2) Natural rubber latex may be consumed in the treatment of rayon and cotton cord at the manufacturer's discretion provided the overall average by weight of natural latex so consumed does not exceed 7.5# per 1000# (dry weight) of total rayon and cotton cord treated. Dispersions of natural rubber may be used for cord treatment and the amount of natural rubber solids so consumed shall be included in the maximum content natural rubber permitted for each tire.

(3) The use of rayon in the manufacture of tires and tire casings governed by this List 8 shall conform to the regulations set forth in List 15.

(4) The "ply rating" is defined by current Tire and Rim Association standards.

(5) All types of pneumatic tires shall be manufactured with black sidewalls only.

(6) Single marked high pressure type tires or single marked balloon type tires may be substituted for dual marked type tires.

(b) *Manufacturing regulations.* (1) Pneumatic tires of any size, ply and tread type may be manufactured *Provided,* That they conform to the regulations for S-3 synthetic construction tires in Table A of this List 8.

(2) Solid tires (except bogie, idler and support rollers), including cured-on solid tires, 4" x 1½" and up, and industrial (bonded and unbonded) type may be manufactured: *Provided,* That natural rubber is consumed only as follows:

Hard rubber base type except industrial—as required.

Tie-gum base (soft base) type except industrial—as required.

Other constructions—as required, except industrial.

Hard rubber base, industrial type. Natural rubber shall be consumed only in cements and/or hard base and shall not exceed, by weight, 10 percent of the total RHC. Individual sizes may exceed the 10 percent maximum: *Provided,* That the average natural rubber content of all sizes does not exceed the 10 percent maximum.

Tie-gum base (soft base), industrial type. Natural rubber shall be consumed only in cements and/or tie gum and shall not exceed by weight, 8 percent of the total RHC. Individual sizes may exceed the 8 percent maximum: *Provided,* That the average natural rubber content of all sizes does not exceed the 8 percent maximum.

Lug-base industrial (unbonded) type. Natural rubber shall be consumed only in cements and/or splicing gum and shall not exceed, by weight, .75 percent of the total RHC. Individual sizes may exceed .75 percent maximum: *Provided,* That the average natural rubber content of all sizes does not exceed the .75 percent maximum.

(3) The manufacture of tires and tire casings consuming more natural rubber than permitted in paragraph (b) (1) and (b) (2) of this List 8 shall be limited to the sizes, plies and tread types listed in this paragraph (b) (3), subject to the maximum natural rubber contents or construction designated therefor in Tables A and B below.

TABLE A—NONMILITARY PNEUMATIC TIRES EXCEPT SPECIAL PURPOSE

Size	Ply rating	Tread type (highway or mud & snow)	Marking or designation	Maximum percent natural rubber of total RHC by weight, rayon or cotton
7.00 down	6 and 8	Truck, bus and city mileage	S-4	[1] 13
7.50-16	6 and 8	do	S-6	[1] 33
7.50-17, 18 and 20	8	do	S-9	[1] 23
7.50 down	All others	do	S-9	[1] 23
7.50 down	All	Inter-city bus mileage	S	[1] 67
8.25 up	All	do	None	([2])
8.25 through 13.00	All	All other truck, bus and city mileage	S	[1] 67
All others	All	All other pneumatic tires, except as covered in tables B & C.	S3	[1] 2.5

(See footnotes below.)

TABLE B—NONMILITARY PNEUMATIC SPECIAL PURPOSE TIRES

Size	Ply rating	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or cotton
21.00 up	All	Earthmover	None	([2])
All others	do	do	S	[1] 78
All	do	Rock service, logger	None	([2])
14.00 up	do	Highway or mud-snow	None	([2])
All	do	Low platform	S	[1] 67
All other	do	Traction, ribbed and sand tires for flat base and drop center rims.	S-6	[1] 33

(See footnotes below.)

TABLE C—MILITARY PNEUMATIC TIRES

Size	Ply rating	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or cotton
7.50 down	All	Mud-snow	S-8	[1] 7
9.00-16	8	do	S-8	[1] 7
11.00-18	10	do	S-6	[1] 33
7.50 down	All	Combat	S-3	[1] 15.0
8.00-16	All	do	S-4	[1] 13
8.25-20	All	do	S-6	[1] 33
9.00-20	All	do	S-6	[1] 33
14.00-20	All	do	None	([2])
All other	All	Mud-snow	S-4	[1] 13

[1] Individual sizes may exceed the indicated maximum percentage, provided the average natural rubber content of all sizes within the group as listed in these Tables A, B, and C does not exceed the indicated maximum percentage. No tire within the group shall be manufactured with a natural rubber content more than 5% greater than maximum allowable percentage of total RHC for tires in that group, for example an S-6 individual size may be 38%.

[2] See par. (b) (10) of list 6.

TABLE D—BOGIE, IDLER AND SUPPORT ROLLER:

Description of product:	Maximum percent natural rubber of total RHC by weight
Bogie wheels:	
26 x 6	8
20¼ x 6¼	8
25¼ x 4¼	8
20 x 6 x 16	8
14 x 4⅛	8
12 x 4⅛	8
20 x 3	8
8 x 1¼	8
20 x 9 x 16	([1])
12 x 7¼	([1])
Idler wheels:	
22 x 6¼	8
19 x 3	8
7 x 7¼	8
Support rollers:	
14 x 3	8
13½ x 3¾	8
10 x 5	8
11 x 3	8
9 x 6	8
7¼ x 1¼	8
24 x 7¼	([1])
All other	([1])

[1] As required.

(c) *Branding of synthetic tires.* (1) Pneumatic tires (except bicycle tires) containing less than 50% natural rubber shall be marked with the synthetic construction identification number as specified in Appendix II of R-1 dated June 21, 1946. Such marking shall be in the form of a distinct letter "S" and numeral of a minimum height of ⅝" on both sides of the tires.

(2) Such tires containing 50% or more natural rubber, but less than S-11 construction, shall be marked with a distinct letter "S" of a minimum height of ⅝" on both sides of the tires.

(3) Such tires with S-11 or higher rubber content need not bear any distinguishing mark.

(4) Synthetic solid tires, including bogie, idler and support rollers, shall be branded with a distinct letter "S" of a minimum height of ⅝" on both sides of the tires.

(d) *Definitions.* (1) Where used in this List 8, "Highway" as applied to tread types means regular skid-depth, 100 level, on-the-road-type.

(2) Where used in this List 8 "Mud-snow" as applied to tread type means extra traction, on-and-off the road type.

LIST 9—MANUFACTURE OF TIRE TUBES (EXCEPT AIRPLANE TIRE TUBES)

(a) *Manufacturing regulations.* (1) Tubes of any size and type may be manufactured, *Provided,* That:

(i) Natural rubber and natural rubber latex are consumed only in valves (where permitted in List 16), valve adhesion pads, splicing gum strips and cements, and identification inks and cements.

(ii) Passenger car tubes of all types shall contain not more than 0.02 pounds of natural rubber per tube.

(2) Natural rubber shall be consumed in the manufacture of tubes for Truck, Bus and Special Purpose tires of 8.25 cross section and larger. The manufacture of other tubes con-

suming more natural rubber than permitted by paragraph (a) (1) (i) of this list 9 is prohibited.

(3) Manufacture of tubes from GR-I (Butyl) shall be permitted in all other sizes and types except bicycle.

(b) *Marking of synthetic tubes.* All tubes containing synthetic rubber shall have a permanent circumferential colored stripe at least 3/8" wide applied on the base section of the tube. The appropriate color shall be determined from paragraph (a) of List 6.

LIST 10—MANUFACTURE OF TIRE FLAPS

Manufacturing regulations—Flaps for all sizes and types of tires may be manufactured, provided that natural rubber is consumed only for splicing cements and for identification inks or cements.

LIST 12—MANUFACTURE OF AIRPLANE TIRES AND TIRE CASINGS

(a) *General provisions.* (1) The natural rubber content of any tire or tire casing governed by this List 12 shall not include processing losses, natural rubber used in curing bags or natural rubber latex used in the cord treatment. Natural rubber latex may be consumed in the treatment of nylon cord without limit. Natural rubber latex may also be consumed in the treatment of rayon cord as permitted by paragraph (a) (2) of List 8. Dispersions of natural rubber may be used for cord treatment and the amount of natural rubber solids so consumed shall be included in the maximum content natural rubber permitted for each tire.

(b) *Manufacturing regulations.* Airplane tires of any size, ply and tread type may be manufactured provided the natural rubber content is in conformity with Table A.

TABLE A—AIRPLANE TIRES

Size	Ply	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or nylon
All	All	Solid auxiliary	None	(1)
12½ x 4½	All	All	None	(1)
All	All	Ice grip	None	(1)
All	All	All others	S	[2]67

[1] As required.

[2] Individual sizes may exceed the indicated maximum percentage, provided the average natural rubber content of all sizes within the group as listed in this Table A does not exceed the indicated maximum percentage. No tire within the group shall be manufactured with a natural rubber content more than 5% greater than maximum allowable percentage of total RHC for tires in that group. For example, an S-7 individual size may be 72%.

(c) *Branding of synthetic airplane tires.* See paragraph (c) of List 8. Synthetic airplane tail wheel tire casing, pneumatic and solid, shall be marked distinctly with letters not less than 3/8 inch.

LIST 13—MANUFACTURE OF RETREADING MATERIALS INCLUDING CAMELBACK (WING-DIE), CAPPING STOCK (BEVEL-DIE), LUG STOCK, BASE STOCK, PADDING STOCK, STRIPPING STOCK, FILLER STRIP AND FULL CIRCLE CURING TUBES

(a) *General provisions.* Natural rubber may be consumed in cements for application of cushion gum and in inks or cements for identification purposes.

(b) *Manufacturing regulations.* (1) The manufacture of retreading materials shall be limited to camelback (wing-die), capping stock (bevel-die), lug stock, base stock, padding stock, stripping stock, filler strip and cushion gum for application by the manufacturer to camelback, capping stock, lug stock and base stock and full circle curing tubes.

(2) The compounds used in manufacturing the items permitted by paragraph (b) (1) of this List 13 shall conform to the regulations shown in the following table:

RETREADING MATERIALS

	Maximum percent natural rubber of total RHC by weight
Camelback for 14.00 and up, earthmover, rock service and logger tires	[2]X
All other camelback	[1]0
Padding stock (maximum thickness 1/16")	[2]X
Stripping stock (maximum thickness 1/8")	62.0
Filling stock (maximum thickness 1/8")	50

See footnotes at end of table.

RETREADING MATERIALS—Continued

	Maximum percent natural rubber of total RHC by weight
Camelback cushion (maximum thickness 1/16")	[2]X
Full circle curing tubes	0.04

[1] Camelback is to be used and is graded as follows:

	Maximum percent GRS	Minimum percent GRS
(a) Grade A		*60
(b) Grade C	50	*40
(c) Grade F	0	

*No limitations on use.

[2] X means as required.

LIST 14—MANUFACTURE OF TANK TRACKS AND BAND TRACKS

Manufacturing regulations. The manufacture of tank tracks and band tracks is subject only to the regulations on the use of natural rubber shown in Table A below:

TABLE A—TANK TRACKS AND BAND TRACKS

Description of product	*Maximum percent, by weight, of total RHC which may be natural rubber*
Band tracks, tractor M-2	31
Band tracks, carrier, cargo, M-29, M-29C	60
Band tracks, half-track vehicles	30
Tank track blocks	8
Rubber backed tracks	8
Tank track pin bushings, and links	(1)
All other	(1)

[1] As required.

LIST 15—USE OF HIGH-TENACITY RAYON YARN OR CORD

(a) In the manufacture of rubber products, high-tenacity rayon yarn or cord may be used only in the following listed products:

ORDER OF PREFERENCE AND TYPE OF PRODUCT

Group:

1. Airplane tires.
2. Self-sealing fuel cells.
3. Bullet-sealing hose.
4. Combat tires, including only cross-section 8.00 and larger.
5. Mileage contract bus tires:
   (a) Intercity bus tires.
   (b) City bus tires.
6. Synthetic special purpose tires, including:
   Tread types: Rock service, logger, earthmover and 18.00 and up mud-snow.
   Sizes: All.
7. Synthetic truck and bus tires, 10 plies and more.
8. Belts.
9. Tire repair materials.
10. Synthetic truck and bus tires, 6 and 8 ply.
11. Synthetic tires of the following types:
    Road grader: All tread types and all sizes.
    Tractor, implement and pneumatic industrial:
    All tread types and all sizes.
    Passenger: All tread types in 6.50 cross section and larger, including the 6.25/6.50 cured in the 6.50 mold.

(b) Any manufacturer using rayon must consume it in the order of preference in the above usage pattern, arranging to fulfill all requirements in the first group before any is used in the second group, and so on down the list.

LIST 16—MANUFACTURE OF TIRE TUBE VALVES (EXCEPT BICYCLE TIRE TUBE VALVES)

(a) *Manufacturing regulations.* The manufacture of tire tube valves (excepting bicycle tire tube valves), of all sizes and types is subject only to the regulations on the use of natural rubber or natural rubber latex shown in Table A below.

TABLE A

Size	Type	Maximum percent natural rubber, by weight, of total RHC
TR-13	All types	0
TR-14	do	0
TR-15	All types (except airplane)	0
TR-23	do	0
TR-35	do	0
TR-75	Truck	0
TR-76	do	0
TR-78	do	0
TR-79	do	0
TR-175	do	0
TR-177	do	0
TR-179	do	0
TR-215	Tractor	50
All others	All types	(1)

[1] As required.

(Sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9246, 7 F.R. 7379, as amended by E.O. 9475, 9 F.R. 10317; WPB Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64)

Issued this 21st day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10771; Filed, June 21, 1946; 11:22 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Emergency Housing Program 1, Direction 1, as Amended June 21, 1946]

RECONSTRUCTION IN HAWAII

The following direction is issued pursuant to Veterans' Emergency Housing Program 1.

It is not necessary to get authorization under Veterans' Emergency Housing Program Order 1 for reconstruction, repair or renovation jobs on buildings or other structures covered by that order in the Territory of Hawaii if the reconstruction, repair or renovation is made necessary by damage caused by the tidal wave which occurred April 1, 1946, and if the repair, reconstruction or renovation job is begun on or before September 30, 1946, and if

(1) the reconstruction, repair or renovation job is in a residential structure covered by paragraph (d) (1) (i) or by paragraph (d) (1) (ii) of VHP–1 or a farm structure covered by paragraph (d) (1) (iv) of VHP–1 and the total estimated cost of the job does not exceed $10,000; or

(2) if the reconstruction, repair or renovation job is in a building or structure used for commercial or service purposes covered by paragraph (d) (1) (iii) or a structure used for a church, hospital, educational or public purposes covered by paragraph (d) (1) (v) of VHP–1 and the total estimated cost of the job does not exceed $5,000.

Issued this 21st day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10769; Filed, June 21, 1946; 11:22 a. m.]

PART 4600—RUBBER, SYNTHETIC RUBBER AND PRODUCTS THEREOF

[Rubber Order R–1, as Amended March 1, 1946, Amdt. 2]

CEMENT FOR MANUFACTURE OF NEW SHOES

Rubber Order R–1, as amended March 1, 1946, is hereby further amended as follows:

1. In § 4600.02, *Authorized consumption,* amend the subparagraph entitled "Cements for manufacture of new shoes" to read:

Cements for manufacture of new shoes. Natural rubber may be allotted for periods of three months or more to shoe manufacturers whose operations were formerly covered by CPA Conservation Order M–217, in accordance with Section 4600.11 below.

2. Section 4600.11, *Cement for manufacture of new shoes,* is changed to read as follows:

§ 4600.11 *Cement for manufacture of new shoes.* The Civilian Production Administration will issue a nontransferable certificate valid for a period of three months or more to each manufacturer of new shoes whose operations were formerly covered by CPA Conservation Order M–217. This certificate will specify the quantity in pounds, of natural rubber which each shoe manufacturer will be subsequently authorized to consume, if he manufactures his own rubber cement, or which a rubber cement manufacturer will be subsequently authorized to consume in the manufacture of shoe cement for the account of the shoe manufacturer. The quantity will be based pro rata on his actual production of shoes as reported to the United States Bureau of the Census. If any shoe manufacturer is also a manufacturer of shoe cement he shall, upon receipt of the certificate from the CPA, return it to the CPA attached to Form CPA–3662 requesting authorization to consume natural rubber in the amount specified on the certificate. If the shoe manufacturer is not a manufacturer of shoe cement, he shall forward the certificate to a manufacturer of shoe cement of his own selection. Such manufacturer of shoe cement shall attach the certificate to a request for authorization to consume natural rubber on Form CPA–3662 in the amount specified on the certificate. If any manufacturer of shoe cement receives certificates from more than one shoe manufacturer, he shall forward to the CPA all such certificates with a request on Form CPA–3662 to consume the aggregate amount of natural rubber specified on all the certificates for the period stated.

3. In Appendix I, *General permitted uses of raw materials and permitted products,* change Table B, *Permitted Products,* Codes 1 and 3 to read:

Code No.	Products	Percent natural rubber	Butyl	Special restrictions or provisions
1	Pneumatic tires.			
1A	Airplane tires		O	See list 12, App II.
1B	Bicycle tires		O	See list 8, App. II.
1C	Truck and bus tires.		O	Do.
1D	All other		O	Do.
(1)				
3	Tire tubes			
3A	Airplane		X	As required.
3B	Bicycle (including valves).		O	See list 9, App. II.
3C	Truck and bus		X	Do.
3D	All other		X	Do.

[1] Code 2 remains unchanged.

5. In App. I, Code 13A, *Insulation compounds,* change the reference "Compounds for thin wall insulation (20 mils or less)" to read:

	Percent natural rubber	Butyl
Compounds for thin wall insulation (20 mils or less) except for building wire	98	O

6. In App. I, Code 13A, *Insulation compounds,* change the reference "Compounds for cable insulation for operation above 5,000 volts" to read:

Compounds for cable insulation for operation above 5,000 volts except automotive ignition cable.

(Sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9246, 7 F.R. 7379, as amended by E.O. 9475, 9 F.R. 10817; WPB Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64)

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By J. JOSEPH WHELAN,
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Chapter XI—Office of Price Administration

PART 1314—RAW MATERIALS FOR SHOES AND OTHER LEATHER PRODUCTS

[RMPR 357, Amdt. 2]

INDIA, IRAQ, AND IRAN TANNED GOATSKINS AND SHEEPSKINS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 357 is amended in the following respects:

1. The bracketed text in Table I of section 4 which reads "[Prices per pound, c. and f., United States port of entry, on shipments from Bombay; on shipments from Madras those prices are to be reduced by $0.03 per pound, Shrinkage allowances in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 19, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 15% of such price.

The maximum prices herein enumerated are per pound, c. and f. United States port of entry, shipped from Bombay, India. Maximum prices for shipments from ports other than Bombay shall be reduced by 3 cents per pound. Shrinkage allowance in weight not to exceed 1% is permitted.

2. The bracketed text in Table II of section 4 which reads "[Prices per pound, c. and f., United States port of entry, on shipments from Bombay; on shipments from Madras, these prices are to be reduced by $0.03 per pound. Shrinkage allowance in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 19, 1946; each of the prices enumerated in this table may be increased by adding thereto an amount equal to 20% of such price.

The maximum prices herein enumerated are per pound, c. and f., United States port of entry, shipped from Bombay, India. Maximum prices for shipments from ports other than Bombay shall be reduced by 3 cents per pound. Shrinkage allowance in weight not to exceed 1% is permitted.

3. The bracketed text in Table III of section 4 which reads "[Prices per pound, c. and f., United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 19, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 15% of such price.

The maximum prices herein enumerated are per pound, c. and f., United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted.

4. The bracketed text in Table IV of section 4 which reads "[Price per pound, c. and f., United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 19, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 20% of such price.

The maximum prices herein enumerated are per pound, c. and f., United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted.

This amendment shall become effective June 20, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10715; Filed, June 20, 1946; 4:22 p. m.]

PART 1340—FUEL

[RMPR 436, Amdt. 24]

CRUDE PETROLEUM, AND NATURAL AND PETROLEUM GAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 436 is amended in the following respects:

1. Section 8 (d) is added to read as follows:

(d) *Adjustment of resellers maximum price.* Any reseller of crude petroleum at a point other than at the receiving tank may file an application for an adjustment in his maximum price for delivery of crude oil at such point when:

(1) The resellers actual cost of purchasing and delivering crude oil to a purchaser at a particular point is in excess of his established maximum price, and

(2) The purchaser is unable to secure the delivery of crude petroleum at such point at a price equal to or lower than the sellers actual cost of purchase plus delivery, and

(3) That such adjustment will not create a need for increase in prices at another delivery point and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

Any adjustment made under this section 8 (d) shall be limited to a maximum price equal to the cost of purchase plus actual cost of transportation plus any established marketing charge.

An application for adjustment under this section 8 (d) shall be filed in Washington, D. C., in accordance with Procedural Regulation No. 1.

2. Section 10 (b) (6) is added to read as follows:

(6) *Paloma and South Coles Levee.* The maximum price for stabilized crude condensate (debutanized condensate) produced from the Paloma and the South Coles Levee fields, Kern County, California, shall be $1.45 per barrel.

3. Section 10 (n) (30) is added to read as follows:

(30) The maximum price for crude condensate produced from the Opelika field, Henderson County, Texas, shall be $1.45 per barrel.

4. Section 13 (c) is hereby revoked.

5. Section 15 (c) is amended by inserting footnote [1] immediately following the phrase "same class of purchaser" in the fifth line of the first paragraph, such footnote [1] to read as follows:

[1] "For the purposes of this regulation channel carbon black manufacturers and pipe line purchasers of gas for ultimate use as heat, light or fuel, shall be considered to be purchasers of the same class"

This amendment shall be effective July 1, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10781; Filed, June 21, 1946; 11:38 a. m.]

PART 1305—ADMINISTRATION

[2d Rev. SO 13, Amdt. 1]

RETAIL SELLERS OPERATING OR INTENDING TO OPERATE MORE THAN ONE ESTABLISHMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

2d Revised Supplementary Order 13 is amended in the following respects:

1. Paragraph (e) is amended to read as follows:

(e) *Previously issued orders.* All orders in effect under Supplementary Order 13, or Revised Supplementary Order 13 or under § 1499.4a of General Maximum Price Regulation on July 6, 1946 shall remain in full force and effect under this 2d Revised Supplementary Order 13, *Provided, however* That

(i) All orders of authorization issued prior to February 11, 1946 are amended to exclude therefrom any provision which requires periodic reporting of markups; and

(ii) No provision contained in any order in effect prior to July 6, 1946, which made the order applicable to outlets not specifically listed in the order, shall apply to outlets acquired on or after that date.

2. A new paragraph (f) is added, as follows:

(f) *Reports.* Every seller who, on July 6, 1946, operates a group of outlets under a uniform pricing order issued pursuant to the provisions of 2d Revised Supplementary Order 13 (or its predecessors, Revised Supplementary Order 13, Supplementary Order 13 and § 1499.4a of the General Maximum Price Regulation) shall submit in writing not later than July 26, 1946 to that Office of the Office of Price Administration which has jurisdiction over the administration of his order, a list of all the outlets covered by his order on July 6, 1946, together with the date of opening or acquisition of such of the outlets as were opened or acquired on or after February 14, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective July 6, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10785; Filed, June 21, 1946; 11:39 a. m.]

PART 1305—ADMINISTRATION

[SO 123, Corr. to Amdt. 27]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

Item 4 of Amendment 27 to Supplementary Order 129 is corrected by changing the reference to "section 10 (c)" to read: "section 11 (b)"

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10787; Filed, June 21, 1946; 11:39 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1,[1] Amdt. 4 to Supp. 15 (§ 1351.480)]

CERTAIN FRUIT PRESERVES, JAMS AND JELLIES AND APPLE BUTTER

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 15 to Food Products Regulation No. 1 is amended in the following respects:

1. In section 4 (a) the following flavors are added in alphabetical order:

Guava.
Quince.
Tomato.

2. The table in section 4 (b) (6) (i) (c) is amended by adding the following fruits in alphabetical order to read as follows:

Fruit	Area	Price
Crabapples	All States	Price actually paid.
Guavas	do	Do.
Quinces	do	Do.
Tomatoes	do	Department of Agriculture's designated price for the area in which the processor's customary receiving point is located.

[1] 9 F.R. 6711; 10 F.R. 11233, 12446.

3. The second sentence in the first undesignated paragraph of section 6 is amended to read as follows: "However the processor who qualifies as a retailer under Maximum Price Regulation 422 [2] or 423 [3] and the processor who performs the function of a wagon wholesaler shall not use the pricing method of this section, but he shall apply to the Office of Price Administration, Washington 25, D. C., for authorization of a maximum price under section 8 (c) "

This amendment shall become effective June 26, 1946.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

Approved: June 13, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F R. Doc. 46-10772; Filed, June 21, 1946; 11:39 a. m.]

PART 1371—IMPORT PRICES

[Rev. Max. Import Price Reg., Amdt. 2]

APPAREL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Import Price Regulation is amended in the following respects:

1. In section 24 the introductory sentences preceding paragraph (a) are amended to read as follows:

SEC. 24. *List of commodities excepted from section 3.* The commodities listed below are excepted from the pricing provisions of section 3 to the extent provided in section 23. Applications for maximum prices as required in section 23 shall be made for them according to section 6, and upon receipt of such applications maximum prices will be determined by the Price Administrator according to sections 5 and 6.

2. Section 24 (b) is amended to read as follows:

(b) Outerwear or underwear apparel commodities containing 25% or more by weight of cotton or containing 25% or more by weight of artificial fibre, but not including those

(1) Containing 70% or more by weight of linen, or

(2) Containing 25% or more by weight of wool, or

(3) Entirely hand-knitted, hand-crocheted, hand-embroidered, hand-woven or hand-loomed, or

(4) Designed for use as baby clothing.

This amendment shall become effective June 26, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10776; Filed, June 21, 1946; 11:40 a. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 186, Corr. to Amdt. 15]

WESTERN WOODEN AGRICULTURAL CONTAINERS

Amendment 15 to Revised Maximum Price Regulation 186 is corrected as follows:

1. In Table 2A—"Shook Used in Western Agricultural Containers"—the price for the item, "Bulkhead," in Group 2 under the general heading, "Bracing only when used in shipping western wooden agricultural containers covered by this regulation or metal agricultural containers," which now reads "$55.50" is corrected to read: "$50.50," and the price for the item, "4 foot celery—all species," in Group 8 under the general heading, "Car Strips—green," which now reads, "$65.53" is corrected to read: "$65.63."

2. In Table 3—"Covers for Western Agricultural Containers"—the figure for footage for item (25), "4 slat artichoke cover," which now reads ".49," is corrected to read ".46" and the figure for footage for item (67), "Special dry-pack (see specification below)," which now reads, ".59" is corrected to read, ".60"

This correction shall become effective June 26, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F R. Doc. 46-10779; Filed, June 21, 1946; 11:38 a. m.]

PART 1377—WOODEN CONTAINERS

[MPR 593, Amdt. 1]

USED SLACK COOPERAGE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 593 is amended in the following respects:

1. Section 3 is amended to read as follows:

SEC. 3. *Maximum prices*—(a) *Schedule of maximum prices.* The maximum prices for used slack cooperage are shown in the following table:

USED SLACK COOPERAGE

[Maximum prices]

Barrel size (head diameter)	Stave length	As they run, sales by		Dealers sales,[4] recoopered and/or reconditioned		
		Dumper or emptier[1]	Peddler[2]	Single head	Double head	
					Used head supplied	Used head supplied
Large, 18⅛" and over	28½" and over	$0.30	$0.55	*$0.95	*$1.00	$1.10
Medium 17⅛" to 18" incl	28½" and over	.25	.45	.85	.90	1.00
Small, 12⅝" to 17" incl	21" to 28" incl	.20	.35	*.70	.75	.85
Kegs, under 12⅝"	Under 23"	.06	.10	.22	.24	.27

[1] Prices, f. o. b. conveyance.

[2] Prices include free delivery within a radius of 20 miles of the sellers place of business. For the purposes of this section loading on a freight car constitutes delivery. On deliveries to points in excess of 20 miles distant from the seller's place of business these prices are f. o. b. conveyance. Where such deliveries are made by common carrier, the actual charges paid or incurred by the seller in making delivery may be added to the f. o. b. conveyance price. However, if delivery is by truck owned or controlled by the seller, the addition may not exceed 80 percent of the common carrier truck charge for a similar delivery.

*Except that the following prices may be charged by dealers for recoopered and/or reconditioned barrels where the buyer receives physical delivery in seaport towns or cities in Maine, New Hampshire, Massachusetts, Rhode Island, or Connecticut: Large barrels-single head, $1.10, double head, used head supplied $1.10; medium barrels, single head, 90c, small barrels, single head, 75c.

NOTE 1. Dumpers or emptiers may charge peddlers' prices on transactions of 350 or more barrels on which free delivery is made and barrels are unloaded by the seller at the dealer's plant. Delivery in full on such transactions shall be made within a period of 48 hours after the first delivery subject to that transaction. If delivery in full is not completed in 48 hours after the first delivery no more than the dumper's price may be charged. In deliveries by rail or other common carrier, the barrels need not be unloaded by the seller at the purchasing dealer's plant.

NOTE 2: On sales by dealers to dealers out of the selling dealer's plant or warehouse prices not in excess of the indicated prices for recoopered and/or reconditioned barrels may be charged provided the price to the consumer does not exceed the maximum price established by this regulation.

On sales by a dealer to other dealers of as they run barrels on which delivery starts from a point other than his plant or warehouse, no more than the peddler's prices may be charged.

NOTE 3: For any barrel other than those meeting specifications listed in the above table the maximum price shall be the price for the barrel listed in the tables with the nearest gallonage content. The gallonage for large barrels is 35 or over, for medium barrels 31 and under 35, for small barrels, 12 and under 31 and for kegs under 12 gallons.

(b) *Extras.* Any dealer registered by the Office of Price Administration, desiring to charge an amount in addition to the maximum prices above provided for operations or extras on used slack barrels not covered by or contemplated by the definition of a recoopered and/or reconditioned barrel in section 4 (c) below, shall make application to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for permission to add such charge to the established

[2] 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073.

[3] 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 11303, 12265, 12810, 12992, 13074.

maximum price. The application must contain the dealer's registration number, a complete description of operation to be performed or extra to be added, the applicant's March 1942 charge for the operation or extra if he made such charge at the time, his requested charge, the reason for the operation or the extra, and his method of arriving at the requested charge, including material, labor, transportation, or any other such factors affecting the requested charge.

Charges not disapproved within 30 days from the receipt of application containing the required information for establishing a charge are approved until specifically revoked.

2. In section 4, paragraph (e) is amended to read as follows:

(e) *"Recoopered and/or reconditioned."* Barrels repaired to such condition that they can without further servicing be used for the packaging and shipment by rail or otherwise, of the purchaser's commodities; broken staves replaced or reinforced, cleaned or washed, either by hose or by immersion, using water or chemical; head or heads sound or repaired and reinforced; hoops replaced or repaired to fit tightly protruding nails, except those necessary to hold head hoop in place, removed; with complete set of hoops, and with extra hoops or headliners supplied, if required by purchaser; including any other service performed by the seller in March 1942 for which he did not make an extra charge.

This Amendment No. 1 shall become effective June 26, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10784; Filed, June 21, 1946; 11:39 a. m.]

[Restaurant MPR 9-1,[1] Amdt. 3]

PART 1418—TERRITORIES AND POSSESSIONS

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION IN ISLANDS OF OAHU, MAUI, AND HAWAII

A statement of the considerations involved in the issuance of this Amendment 3 to Restaurant Maximum Price Regulation 9-1 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Restaurant Maximum Price Regulation 9-1 is amended in the following respects:

Section 10 is amended by adding a new subparagraph to read as follows:

(f) Although you may not drop food items from meals unless you reduce your price accordingly, you will not be considered to be evading the provisions of this regulation if, in cooperation with the Famine Emergency Committee, you omit or serve reduced portions of wheat, rice or oil products in your establishment: *Provided,* That you:

(1) Offer to supply at the request of the customer, such portions as will cause the amount actually served on request to be equal to the portions actually served during January 3 to January 16, 1943 (November, 1943 if you operate a boarding house)

(2) Print or write in ink prominently and legibly on (or attach to) each menu, bill of fare or price list, substantially the following notice, or conspicuously display same on a large poster in your place of business:

We, in cooperation with the Famine Emergency Committee program for feeding the starving people of the world, are endeavoring to conserve on the use of oil, rice and wheat.

We are required to offer the same portions as during January 3 to 16, 1943 (November, 1943, if you operate a boarding house) The following items which are normally served will be served to you only if you request it.

List here the reductions which are being made, such as—

1—Bread or crackers with each meal.
2—Basket of bread and rolls on each table.
3—Extra helping of oil salad dressing.
4—Extra helping of rice.
5—Etc., etc., etc.

(3) Reduce the price of the meal if you had an established practice during January 3 to 16, 1943 (November 1943, if you operate a boarding house) of reducing the price of the meal if you omitted an item at the customer's request.

This amendment shall become effective as of May 13, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10821; Filed, June 21, 1946; 11:41 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[SR 2,[1] To Amdt. 1]

CIGARETTES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The following new section 3 is added:

SEC. 3. *Maximum prices for sales of cigarettes*—(a) *Wholesalers.* The maximum prices for sales at wholesale by any person shall be the seller's maximum prices established under the General Maximum Price Regulation for the Territory of Hawaii plus 25 cents per thousand cigarettes. For all cash and carry sales at wholesale, the wholesaler is required to give the retailer a discount which shall be the same as the percentage discount earned by the wholesaler for prompt payment.

(b) *Retailers.* The maximum price for a single package of popular cigarettes is the particular retailer's maximum price for a single package of such cigarettes as established under the General Maximum Price Regulation for the Territory of Hawaii and is therefore no higher after April 30, 1946 than it was before. For sales of two or more packages of cigarettes a retailer may add one-half cent per package to his former maximum price.

The maximum price for one or more packages of economy cigarettes shall be 13 cents per package.

The maximum price for a vending machine seller of popular cigarettes shall be his maximum price established under the General Maximum Price Regulation for the Territory of Hawaii plus one cent per package.

"Popular cigarettes" means so-called popular brands such as Camels, Chesterfields, Chelseas, Fleetwoods, Lucky Strikes, Old Golds, Pall Malls, Philip Morris and Raleighs and other brands selling for the same price on December 26, 1941.

This amendment shall become effective as of April 30, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10773; Filed, June 21, 1946; 11:40 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[SR 2,[1] Amdt. 2]

SMOKING TOBACCO IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The following new section 4 is added:

SEC. 4. *Maximum prices for sales of smoking tobacco*—(a) *Wholesalers' discounts.* For all cash and carry sales of smoking tobacco at wholesale, the wholesaler is required to give the retailer a discount which shall be the same as the percentage discount earned by the wholesaler for prompt payment.

The amendment shall become effective as of May 8, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10774; Filed, June 21, 1946; 11:40 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[SR 2,[1] Amdt. 3]

WASHED HAWAIIAN SUGAR

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Supplementary Regulation 2 to the General Maximum Price Regulation for

[1] 9 F.R. 2478, 1076, 5737; 10 F.R. 2145.

[1] 11 F.R. 3528.

[1] 11 F.R. 3523.

the Territory of Hawaii is amended by adding a new section 5 to read as follows:

SEC. 5. *Maximum prices for sales by producers of washed Hawaiian sugar* Maximum prices for sales by producers of washed Hawaiian sugar (sugar produced in the Territory of Hawaii polarizing between 98° and 99.5°) shall be as follows:

On the Island of Maui	[1] $4.70
On all other Islands	[2] 4.94

[1] Per 100 lbs. f. o. b. mill.
[2] Per 100 lbs. delivered to a point on the Island on which the producer's mill is located.

This amendment shall become effective as of May 3, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10775; Filed, June 21, 1946; 11:41 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[MPR 460,[1] Amdt. 4]

WESTERN TIMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In Maximum Price Regulation 460, section 5 is amended to read as follows:

SEC. 5. *Maximum prices for publicly owned western timber* The maximum prices for publicly owned timber shall be the total of the appraised valuation for each species (or species price group) offered for sale, plus the additions set forth below. "Appraised value" for the purpose of this regulation shall be based on the appraisal principles used by the public agency during 1941. Where those principles are based on a percentage of outturn of logs, lumber, or primary forest products, the established ceiling price on the product to which it is related shall be used as the basis for the appraisal.

Where appraised value per 1,000' log scale is:	*Addition per 1,000' log scale*
$1.50 and under	$0.40
$1.51 to $2.00	.50
$2.01 to $3.00	.70
$3.01 to $4.00	.90
$4.01 to $5.00	1.05
$5.01 to $7.50	1.35
$7.51 to $10.00	1.60
$10.00 and over	1.85

In the case of timber which is sold on a lineal foot basis or any other basis employing a method of measurement other than log scaling, the permissible addition shall be 20 percent of the appraised value.

This amendment shall become effective June 26, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10782; Filed, June 21, 1946; 11:38 a. m.]

[1] 8 F.R. 11850; 13023; 9 F.R. 6457; 10 F.R. 8870.

PART 1449—CHARCOAL

[MPR 431, Amdt. 14]

CHARCOAL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (b) (2) (i) of Appendix A of Maximum Price Regulation 431 is amended by deleting therefrom the following: "*Provided, however* That any increase in price occurring for the first time after March 15, 1946, shall not be added to the maximum price of the dealer established by the General Maximum Price Regulation."

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10780; Filed, June 21, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 580,[1] Amdt. 15]

RETAIL CEILING PRICES FOR CERTAIN APPAREL AND HOUSE FURNISHINGS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 580 is amended in the following respects:

Section 7 (g) is added to read as follows:

(g) *Rule 7 Special pricing rules for certain commodities prices of which have been increased by OPA*—(1) *Pricing shoes invoiced with Supplementary Order 162 adjustment.* Where you receive shoes the price of which has been increased by the OPA and the invoice shows that the increase in price is pursuant to Supplementary Order 162 you may price the shoes as follows:

(i) You may continue to follow the rules set forth in paragraphs (a) through (e) of this section; or

(ii) You may apply your category average markup to the "net cost" provided that if the price thus determined is within ten ($0.10) cents above a price on your chart, you must reduce the price so determined to that chart price.

(2) *Pricing an article other than shoes covered by Supplementary Order 162, the "net cost" of which has been increased by OPA.* Where you receive an article other than shoes covered by Supplementary Order 162, the "net cost" of which has been increased by OPA, you may price as follows:

(i) You may continue to follow the rules set forth in paragraphs (a) through (e) of this section; or

(ii) You may amend your chart for the category covering that article by striking out all of the costs, offering prices, and markups except the category average markup and thereafter use only your category average markup for every article in that category. If you elect to use this method you must notify your District Office in writing, specifying the category, and you may not price any article under this method until you have received a written acknowledgment from your District Office. Such an election once made is irrevocable.

This amendment shall become effective June 21, 1946.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10783; Filed, June 21, 1946; 11:38 a. m.]

[1] 11 F.R. 5475.

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 31]

WHEAT BRAN FOR HUMAN CONSUMPTION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended in the following respects:

Section 1.8 is added to read as follows:

SEC. 1.8 *Wheat bran for human consumption.* The maximum price for wheat bran for human consumption sold and delivered by any seller, whether producer, distributor or retailer, shall be determined by adding $10.00 per ton to the seller's maximum price as otherwise determined under the General Maximum Price Regulation. As used in this section, wheat bran for human consumption means wheat bran which is specially cleaned and prepared for use for human consumption.

This amendment shall become effective June 20, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 19, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10714; Filed, June 20, 1946; 4:22 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 48]

SALES OF FOOTWEAR AT WHOLESALE

A statement of the considerations involved in the issuance of this amend-

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271, 13692, 13826, 14506, 14742 15007, 15036, 15467; 11 F.R. 115, 348, 405, 407, 560, 677, 889, 949, 1405, 1594, 1850, 2042, 3090, 4163, 8158, 3366.

ment simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Regulation 14E is amended in the following respect:

Section 3.14 is amended to read as follows:

SEC. 3.14 *Sales of footwear at wholesale.* Under this section, sellers making sales of footwear at wholesale are permitted certain adjustments in their ceiling prices. These adjustments are of two kinds: that permitted to be made for sales at wholesale of shoes priced by the manufacturer pursuant to Supplementary Order 162, and that permitted for sales at wholesale of shoes (whether or not priced by the manufacturer under Supplementary Order 162) on which an adjustment has been taken by the manufacturer pursuant to section 3.13 of this regulation.

(a) *Articles covered by this section.* "Footwear" as used in this section means any type of outside covering for the human foot, but does not include hosiery, footwear made entirely of wood, footwear made entirely of textiles, footwear containing no leather and designed to be worn over other shoes, or footwear which is subject to Maximum Price Regulation 132 (Certain Rubber Footwear) [2]

(b) *How to adjust prices for sales at wholesale.* The adjusted ceiling price for a sale of footwear at wholesale shall be computed by a seller as follows:

(1) *For sales of footwear priced pursuant to Supplementary Order 162.* If the shoe being priced is one which has been priced pursuant to Supplementary Order 162, and the seller has a statement in writing (such as an invoice) from his supplier which so indicates, the seller may ascertain from his price under the General Maximum Price Regulation (exclusive of any adjustment in that maximum price permitted under section 3.13 of Supplementary Regulation 14E, or any adjustment granted by order issued by OPA under § 1499.75 (a) (10) of Supplementary Regulation 15 or under Supplementary Order 133) his percentage markup over the manufacturer's price under § 1499.2 (a) of the General Maximum Price Regulation, exclusive of all adjustments, for that shoe (as shown on the invoice) and may apply that markup to the cost of the shoe priced under Supplementary Order 162, exclusive of any adjustment permitted by section 3.13 of this order.

(2) *For sales of footwear priced pursuant to section 3.13 of this regulation.* If the shoe being priced is one to which an adjustment permitted by section 3.13 has been added the seller shall compute his adjusted ceiling price as follows:

(i) The seller shall multiply the percentage of the supplier's increase found on the invoice for the footwear being priced by 56 percent.

(ii) The seller shall multiply his ceiling price under the General Maximum Price Regulation or the price found under subparagraph (1) whichever is applicable, by the percentage found in subdivision (i)

(iii) The seller shall add the amount found in subdivision (ii) to the General Maximum Price Regulation price or the price found under subparagraph (1) whichever is applicable. The result is the new adjusted ceiling price.

(c) *Notification.* (1) Each seller making sales at wholesale at adjusted ceiling prices permitted by paragraph (b) must furnish to the purchaser an invoice or similar document showing:

(i) The names and addresses of the purchaser and seller.

(ii) The date and terms of the sale.

(iii) A description sufficient to identify each item of footwear sold, clearly indicating which items were priced pursuant to Supplementary Order 162.

(iv) The quantity of each item sold.

(v) The price of each item not including any adjustments permitted by paragraph (b) (2)

(vi) For items adjusted under paragraph (b) (2) showing also:

(*a*) The percentage by which he increased his ceiling price inclusive of any adjustment under paragraph (b) (1) in accordance with paragraph (b) (2). This percentage must be designated an "OPA Adjustment Change" and may be stated for each item on the invoice, for any group of items for which the increase is uniform, or at the foot of the invoice if more than one item is increased by a uniform percentage and items which are increased by that percentage are clearly indicated.

(*b*) The dollars-and-cents amounts of the adjustments. These may be billed either separately for each item or for groups of items.

(2) In addition, the seller must send to his purchaser on the invoice or attached thereto the following notice:

NOTICE

We are directed by the Office of Price Administration to notify you that if your sales are governed by MPR 580 you may not include as part of your net cost any adjustment charge shown on this invoice (attached to this invoice).

If your sales are governed by the General Maximum Price Regulation you may not increase your ceiling price properly computed under that regulation. If your sales are governed by MPR 210 you must follow the provisions of § 1372.113 of that regulation.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10777; Filed, June 21, 1946; 11:39 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 95—CAR SERVICE

[S. O. 68, Amdt. 12]

FOLLOW-LOT RULE AND TWO-FOR-ONE RULE; EXPIRATION DATE

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of June A. D. 1946.

Upon further consideration of the provisions of Service Order No. 68 (codified as § 95.15 of Title 49 CFR) as amended (8 F.R. 8513, 14224, 16265; 9 F.R. 7286, 14306; 10 F.R. 6040, 8142, 9720, 12080; 11 F.R. 562) and good cause appearing therefor: *It is ordered,* That:

Service Order No. 68, as amended, be, and it is hereby further amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order as amended shall expire at 11:59 p. m., December 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this order shall become effective at 12:01 a. m., June 29, 1946; that a copy of this order and direction shall be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10322; Filed, June 21, 1946; 11:59 a.m.]

PART 95—CAR SERVICE

[4th Rev. S. O. 180, Amdt. 5]

DEMURRAGE CHARGES ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of June A. D. 1946.

Upon further consideration of Fourth Revised Service Order No. 180 (10 F.R. 14970) as amended (11 F.R. 1627, 1991, 3605, 4038) and good cause appearing therefor: *It is ordered,* That:

Fourth Revised Service Order No. 180, as amended, be, and it is hereby, further amended by substituting the following paragraph (a) for paragraph (a) thereof:

Demurrage charges on refrigerator cars. (a) (1) After the expiration of the free time lawfully provided by tariffs (subject to modification by service orders) on a refrigerator car held for orders, bill of lading, payment of freight charges, reconsignment, diversion, reshipment, inspection, forwarding directions, loading or unloading, the demurrage charges shown in paragraph (a) (2) of this order shall be applicable in lieu of tariff charges.

(2) Demurrage charges shall be $2.20 per car per day or a fraction thereof for the first two (2) days; $5.50 per car per day or a fraction thereof for the third

[2] 9 F.R. 2117; 10 F.R. 10431, 11933, 12923.

day· $11.00 per car per day or a fraction thereof for the fourth day; $22.00 per car per day or a fraction thereof for the fifth day· and $44.00 per car per day or a fraction thereof for each succeeding day.

It is further ordered, That this amendment shall become effective at 7:00 a. m., July 1, 1946, and the provisions of this amendment shall apply only to cars on which the free time expires on or after the effective date hereof.

It is further ordered, That a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10823; Filed, June 21, 1946; 11:50 a. m.]

PART 95—CAR SERVICE

[S. O. 531-A]

GRAIN PRIORITY FROM COUNTRY ELEVATORS TO TERMINAL ELEVATORS

At a Session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of June A. D. 1946.

Upon further consideration of Service Order No. 531 (11 F.R. 6685) and good cause appearing therefor; it is ordered, that:

Service Order No. 531, *Grain priority from country elevators to terminal elevators,* be, and it is hereby, vacated and set aside. (40 Stat. 101, Sec. 402; 41 Stat. 476, Sec. 4; 54 Stat. 901, 49 U.S.C. 1 (10)-(17))

It is further ordered, that this order shall become effective at 12:01 a. m., June 21, 1946; that a copy of this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10824; Filed, June 21, 1946; 11:50 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

HANDLING OF MILK IN CHICAGO, ILL., MARKETING AREA

NOTICE OF REPORT AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS TO A PROPOSED AMENDED ORDER AND TO PROPOSED MARKETING AGREEMENT

Pursuant to the rules of practice and procedure governing proceedings to formulate marketing agreements and orders, as amended (7 CFR, Cum. Supp., 900.1 et seq., 10 F.R. 11791) notice is hereby given of the filing with the hearing clerk of the report of the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, United States Department of Agriculture, with respect to a proposed amended order and to a marketing agreement regulating the handling of milk in the Chicago, Illinois, marketing area, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.) Interested parties may file exceptions to this report with the Hearing Clerk, Office of the Solicitor, Room 1331, South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 15th day after the publication of this report in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

A public hearing was initiated by the Production and Marketing Administration, United States Department of Agriculture, following receipt of a petition filed by the Pure Milk Association, Inc. The hearing was convened at Chicago, Illinois, on February 19-22, 1946, following the issuance of notice on February 8, 1946 (11 F.R. 1568)

The issues developed at the hearing were primarily concerned with:

(1) An increase in producer returns through the seasonal adjustment of prices;

(2) Definitions of the terms "producer" and "milk";

(3) Powers of the market administrator;

(4) Method of determining classification;

(5) Elimination of special prices for Class I milk for "out of area" and "relief" use;

(6) Revision of the Class IV price formula;

(7) Revision of the plant location adjustment credit to handlers;

(8) Basis of the computation of the Class IV shrinkage allowance;

(9) Allocation of "other source milk" to a handler's lowest-priced class utilization; and

(10) Clarification of various provisions dealing with reports, price calculations, producer payments, and correction of errors.

The conclusions reached with respect to these issues are set forth below·

(1) The differentials over the basic formula price used in computing the Class I milk and Class II milk prices should not be changed at this time;

(2) The term "producer" should be redefined and a definition of the term "milk" should be included for the purpose of clarification of the order·

(3) The market administrator should be granted the authority to make rules and regulations to effectuate the terms and provisions of the order and to recommend amendments thereto;

(4) Buttermilk, fluid skim milk (disposed of through routes, stores, or vendors) flavored milk, and flavored milk drinks for consumption as such should be reclassified from Class II milk to Class I milk and certain products which have appeared in the market but which heretofore have not been specifically named, such as yoghurt, dry ice cream mix, and eggnog, should be classified as Class II milk. Also, the provisions covering certain types of interhandler and "nonhandler" transfers should be revised;

(5) The provisions for special "out of area" prices on Class I milk and for a lower price on Class I milk for relief use should be deleted;

(6) The "butter-powder" price formula used to compute the Class IV milk price should be revised to reflect an increased powder yield and a smaller "making" allowance;

(7) The plant location adjustment credits to handlers with respect to milk and cream received at plants beyond 70 miles from the City Hall in Chicago should be revised;

(8) The basis on which the shrinkage allowance in Class IV milk is computed should be revised;

(9) Milk from sources other than producers or handlers should be subtracted from the lowest-priced classification of a handler in determining the classification of producer milk; and

(10) Minor changes and rearrangement of provisions should be made to effect clarification of the substantive provisions of the order.

The following proposed amended order contains provisions recommended as the detailed means by which the above conclusions may be carried out. The proposed marketing agreement is not set forth in detail in this report because its substantive provisions would be identical to those set forth in the proposed amended order.

Proposed Amended Order

§ 941.1 *Definitions.* The following terms as used herein have the following meanings:

(a) "Act" means Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 1940 ed. 601 *et seq.*)

(b) "Secretary" means the Secretary of Agriculture or such other officer or employee of the United States authorized to exercise the powers and to perform the duties of the said Secretary of Agriculture.

(c) "Chicago, Illinois, marketing area," hereinafter called the "marketing area," means the territory lying within the corporate limits of the cities of Chicago and Evanston, and the territory lying within the corporate limits of the villages of Wilmette, Kenilworth, Winnetka, Glencoe, and Oak Park, all in the State of Illinois.

(d) "Person" means any individual, partnership, corporation, association, or any other business unit.

(e) "Approved plant" means any plant which is approved by any health authority for the receiving of milk which may be disposed of as Class I milk, as defined in § 941.4, in the marketing area.

(f) "Producer" means any person who produces milk which is (1) received at an approved plant directly from the farm where produced, or (2) qualified, upon satisfactory proof furnished to the market administrator, to be received at an approved plant, and is caused by a handler to be delivered for his account to a plant from which no Class I milk or Class II milk is disposed of in the marketing area.

(g) "Handler" means any person, who, on his own behalf or on behalf of others, purchases or receives milk from producers, associations of producers, other handlers, persons producing milk not qualified to be received at an approved plant, or persons operating an unapproved plant, all, or a portion, of which milk is disposed of as Class I milk or Class II milk in the marketing area; and who, on his own behalf or on behalf of others engages in such handling of milk, or cream therefrom, as is in the current of interstate commerce or which directly burdens, obstructs, or affects interstate commerce in milk and its products. This definition shall be deemed to include any person who receives milk from producers at an approved plant from which no Class I milk or Class II milk is disposed of in the marketing area, and any cooperative association or handler with respect to the milk of any producer which it causes to be delivered to a plant from which no Class I milk or Class II milk is disposed of in the marketing area, for the account of such cooperative association or handler.

(h) "Market administrator" means the agency which is described in § 941.2 for the administration hereof.

(i) "Delivery period" means the current marketing period from the first to the last day of each month, both inclusive.

(j) "Cooperative association" means any cooperative association of producers which the Secretary determines to have its entire activities under the control of its members, and to have and to be exercising full authority in the sale of milk of its members.

(k) "Frozen cream" means milk the butterfat from which is held in an approved cold storage warehouse at an average temperature below zero degrees Fahrenheit for seven (7) consecutive days, as shown by charts of a recording thermometer.

(l) "Milk" means whole milk, skim milk, cream, and all dairy products, unless the context manifests a different meaning.

§ 941.2 *Market administrator*—(a) *Selection, removal, and bond.* The agency for the administration hereof shall be a market administrator who shall be a person selected and subject to removal by the Secretary. The market administrator shall, within 45 days following the date upon which he enters upon his duties, execute and deliver to the Secretary a bond, conditioned upon the faithful performance of his duties, in an amount and with surety thereon satisfactory to the Secretary.

(b) *Compensation.* The market administrator shall be entitled to such reasonable compensation as shall be determined by the Secretary.

(c) *Powers.* The market administrator shall have the power to:

(1) Administer the terms and provisions hereof;

(2) Report to the Secretary complaints of violations hereof;

(3) Make rules and regulations to effectuate the terms and provisions hereof; and

(4) Recommend to the Secretary amendments hereto.

(d) *Duties.* The market administrator, in addition to the duties hereinafter described, shall:

(1) Keep such books and records as will clearly reflect the transactions provided for herein;

(2) Submit his books and records to examination by the Secretary at any and all times;

(3) Furnish such information and such verified reports as the Secretary may request;

(4) Obtain a bond with reasonable surety thereon covering each employee who handles funds entrusted to the market administrator;

(5) Publicly disclose, after reasonable notice, the name of any person who has not made reports pursuant to § 941.3, or made payments required by § 941.3;

(6) Prepare and disseminate, for the benefit of producers, consumers, and handlers, such statistics and information concerning the operation hereof as do not reveal confidential information;

(7) Employ and fix the compensation of such persons as may be necessary to enable him to administer the terms and provisions hereof; and

(8) Pay, out of the funds received pursuant to § 941.9, the cost of his bond and of the bonds of such of his employees as handle funds entrusted to the market administrator, his own compensation, and all other expenses which will necessarily be incurred by him for the maintenance and functioning of his office and the performance of his duties.

(e) *Announcement of prices.* The market administrator shall compute and publicly announce prices as follows:

(1) Not later than the 5th day after the end of each delivery period, the prices for all classes of milk pursuant to § 941.5 (b) and the differential pursuant to § 941.8 (c).

(2) Not later than the 14th day after the end of each delivery period, the uniform price computed pursuant to § 941.7 (b)

§ 941.3 *Reports of handlers.*—(a) *Submission of reports.* Each handler shall report to the market administrator, in the detail and on forms prescribed by the market administrator, as follows:

(1) On or before the 7th day after the end of each delivery period, the pounds of milk purchased or received from associations of producers and other handlers and the utilization of such milk classified pursuant to § 941.4, a copy of which report shall be submitted by the purchasing handler to the associations of producers or handlers from whom the milk was purchased.

(2) On or before the 10th day after the end of each delivery period:

(i) The pounds and butterfat test of and the butterfat pounds in, milk received from producers, other handlers, other sources, and own farm production, and

(ii) The utilization of all receipts of milk for the delivery period.

(3) On or before the 10th day after the end of each delivery period, the information required with respect to producer additions and producer withdrawals, and changes in the names of farm operators.

(4) On or before the 25th day after the end of each delivery period, his producer pay roll, which shall show for each producer:

(i) The total delivery of milk with the average butterfat test thereof,

(ii) The net amount of payment to such producer made pursuant to § 941.8,

(iii) Any deductions and charges made by the handler, and

(iv) Such other information with respect thereto as the market administrator may require.

(b) *Verification of reports and payments.* The market administrator shall verify all reports and payments of each handler by audit of such handler's records and of the records of any other handler or person upon whose disposition of milk such handler claims classification, and by such investigation as the market administrator deems necessary. Each handler shall keep adequate records of receipts and utilization of milk and shall, during the usual hours of business, make available to the market administrator such records and facilities as will enable him to:

(1) Verify the receipts and disposition of all milk required to be reported pursuant to this section, and, in case of errors or omissions, ascertain the correct figures;

(2) Weigh, sample, and test for butterfat content the milk received from producers and any product of milk upon which classification depend; and

(3) Verify the payments to producers prescribed in § 941.8.

§ 941.4 *Classification of milk.*—(a) *Basis of classification.* All milk purchased, received, or produced by a handler, or caused to be delivered by him in the manner described in § 941.1 (g), shall be reported by the handler in the classes set forth in (b) of this section: *Provided,* That (1) any milk moved as fluid milk from an approved plant to a plant at which the handling of milk is subject to pricing and payment under any marketing agreement or order issued pursuant to the act for any other fluid milk mar-

keting area shall be classified as Class I milk, and any milk so moved as fluid cream shall be classified as Class II milk. If satisfactory proof is furnished to the market administrator that such fluid milk or fluid cream was in excess of the total amount used in Class I milk or Class II milk, respectively (as defined in (b) of this section) at the latter plant, such excess shall be classified according to its utilization. If this subparagraph is applicable, then (2), (3) (4) and (5) hereof do not apply.

(2) Any milk moved as fluid milk from an approved plant to any point located outside the following area (hereinafter referred to as the "surplus milk manufacturing area") shall be classified as Class I milk and any milk so moved as fluid cream shall be classified as Class II milk: the State of Wisconsin, the counties of Jo Daviess, Stephenson, Winnebago, Boone, McHenry, Lake, Carroll, Ogle, De Kalb, Kane, Cook, Du Page, Whiteside, Lee, Rock Island, Henry, Bureau, Putnam, La Salle, Kendall, Grundy, Will, Kankakee, Peoria, McLean, Champaign, and Shelby, in the State of Illinois, the counties of Lake, Newton, Porter, Jasper, La Porte, Starke, Pulaski, St. Joseph, Marshall, Fulton, Kosciusko, Wabash, and Elkhart, in the State of Indiana, and the counties of Ottawa, Kent, Allegan, Barry, Calhoun, St. Joseph, Van Buren, Kalamazoo, Cass, and Berrien, in the State of Michigan.

(3) Any milk moved as fluid milk or fluid cream from an approved plant to an unapproved plant located within the surplus milk manufacturing area, which manufactured during the delivery period butter, cheese (except cottage cheese) evaporated milk, condensed milk, whole milk powder, or ice cream powder shall be classified under (b) of this section according to its utilization at the latter plant.

(4) Any milk moved as fluid milk from an approved plant to any unapproved plant located within the surplus milk manufacturing area which did not manufacture any of the products named in (3) of this paragraph during the delivery period shall be classified as Class I milk, and any milk so moved as fluid cream shall be classified as Class II milk.

(5) Any milk moved from an approved plant to an approved plant of another handler shall be reported as Class I milk if moved as fluid milk or fluid skim milk, and shall be reported as Class II milk if moved as fluid cream, unless utilization in another class is indicated in writing to the market administrator by both handlers on or before the 10th day after the end of the delivery period within which such transfer was made, but in no event shall the amount so reported in any class exceed the total use in such class by the receiving handler.

(b) *Classes of utilization.* Subject to the conditions set forth in (a) (c) (d), (e), and (f) of this section, the classes of utilization of milk shall be as follows:

(1) Class I milk shall be (i) all milk disposed of as fluid milk, buttermilk, flavored milk or flavored milk drinks, (ii) all milk disposed of as fluid skim milk by handlers through routes, stores, or vendors, and (iii) all other milk not accounted for as Class II milk, Class III milk, or Class IV milk, except that this definition shall not include milk disposed of in bulk as any product mentioned in (i) or (ii) of this subparagraph to bakeries, soup companies, and candy manufacturing establishments, in their capacity as such.

(2) Class II milk shall be all milk the butterfat from which is contained in sweet or sour cream, any fluid cream products having more than 6 percent butterfat, butter cream, filled cream, frozen cream, eggnog, yoghurt, ice cream, ice cream mix (liquid or powder) cottage cheese, and any other milk product of composition and texture similar to any of the products named in this subparagraph, except that this definition shall not include butterfat in cream, fluid cream products, filled cream, and cottage cheese disposed of in bulk to bakeries, soup companies, and candy manufacturing establishments, in their capacity as such.

(3) Class III milk shall be all milk the butterfat from which is contained in a product other than those included in Class I milk, Class II milk, or Class IV milk, and all milk the butterfat from which is contained in products disposed of in bulk to bakeries, soup companies, and candy manufacturing establishments pursuant to the exceptions in (1) and (2) of this paragraph.

(4) Class IV milk shall be all milk the butterfat from which is:

(i) Contained in butter and cheese (except cottage cheese)

(ii) Contained in inventory variation; and

(iii) Actual shrinkage, but in an amount not to exceed one-half percent of the total pounds of butterfat received directly from producers plus 1½ percent of the total pounds of butterfat received from all sources which were not disposed of to an approved plant of another handler or to an unapproved plant: *Provided,* That such shrinkage shall be allowed in this class only if records of utilization satisfactory to the market administrator are available.

(c) *Responsibility of handlers.* In establishing classification the responsibility of handlers shall be as follows: Any milk received from producers shall be classified as Class I milk unless the handler who receives such milk directly from producers proves to the satisfaction of the market administrator that such milk should be classified in another class without regard to whether such milk has been used or disposed of (whether in original or other form) by such handler, by any other handler(s) or by any unapproved plant(s)

(d) *Correction of classification and reclassification of milk.* (1) The classification of any milk shall be corrected by the market administrator if upon his audit it is found that such classification was reported incorrectly or incompletely by the handler.

(2) Except as set forth in (1), (2), and (4) of (a) of this section, any milk reported by a handler as having been used or disposed of in any class which is found by the market administrator to have been reused or redisposed of (whether in original or other form) in a different class by such handler by any other handler(s) or by any unapproved plant(s) shall be reclassified by the market administrator in accordance with such latter use or disposition.

(3) If, in applying the provisions of (1) and (2) of this paragraph, the ultimate use or disposition of the affected milk was at a plant purchasing or receiving milk from more than one handler, the market administrator may assign the change or correction in classification to the milk of the major supplying handler(s) but not to an extent greater than the amount of milk furnished by such supplying handler(s)

(4) If the application of the provisions of (1) or (2) of this paragraph discloses a higher classification than that reported pursuant to § 941.3 (a) (1) with respect to milk purchased by a handler from a cooperative association, the market administrator shall notify the purchasing handler of such change and of the amount of money involved and such handler shall within five days after notification by the market administrator pay to such cooperative association the amount involved.

(e) *Computation of milk in each class.* For each delivery period, each handler shall compute, in the manner and on forms prescribed by the market administrator, the amount of milk in each class, as follows:

(1) Determine the total pounds of milk received from producers, his own farm production, other handlers, other sources, and add together the resulting amounts;

(2) Determine the total pounds of butterfat received as follows: multiply by its average butterfat test the weight of milk received from producers, his own farm production, other handlers, and other sources, and add together the resulting amounts;

(3) Determine the total pounds of milk in Class I as follows:

(i) Convert to pounds on the basis of 2.15 pounds per quart (in the case of flavored milk and flavored milk drinks 2 pounds per quart) the volume disposed of in each of the several items of Class I milk;

(ii) Multiply each of the resulting amounts by its average butterfat test; and add the results so obtained;

(iii) If the total pounds of butterfat so computed when added to the sum of the pounds of butterfat computed pursuant to (4) (ii), (5) (ii), and (6) (vii) of this paragraph are less than the total pounds of butterfat computed pursuant to (2) of this paragraph, divide the difference by 3.5 percent; and

(iv) Add together the results obtained pursuant to (i) and (iii) of this subparagraph;

(4) Determine the total pounds of milk in Class II as follows:

(i) Multiply the actual weight of each of the several items of Class I milk by its average butterfat test;

(ii) Add together the resulting amounts; and

(iii) Divide the result obtained in (ii) of this subparagraph by 3.5 percent;

(5) Determine the total pounds of milk in Class III as follows:

(i) Multiply the actual weight of each of the several items of Class III milk by its average butterfat test;

(ii) Add together the resulting amounts; and

(iii) Divide the result obtained in (ii) by this subparagraph by 3.5 percent;

(6) Determine the total pounds of milk in Class IV as follows:

(i) Multiply the actual weight of each of the several items of Class IV milk by its average butterfat test;

(ii) Determine the difference in pounds of butterfat contained in inventories at the beginning and end of the delivery period;

(iii) Add together the pounds of butterfat obtained in (i) and (ii) of this subparagraph;

(iv) Add the total pounds of butterfat in Class I milk, Class II milk, and Class III milk computed pursuant to (d) (3) (ii) (d) (4) (ii) and (d) (5) (ii) of this section to the total pounds of butterfat computed pursuant to (iii) of this subparagraph;

(v) Subtract the total pounds of butterfat computed pursuant to (iv) of this subparagraph from the total pounds of butterfat computed pursuant to (2) of this paragraph, and the difference between the two amounts so computed shall be the pounds of butterfat in actual shrinkage;

(vi) Determine the maximum number of pounds of butterfat shrinkage in Class IV milk by multiplying by 1½ percent the pounds of butterfat received from all sources which were not disposed of to other handlers or to unapproved plants, and adding such amount to the result obtained by multiplying by ½ percent the pounds of butterfat received directly from producers: *Provided*, That the pounds determined pursuant to this subdivision shall be zero if records of utilization satisfactory to the market administrator are not available;

(vii) Add to the amount computed pursuant to (iii) of this subparagraph the smaller of the amounts determined pursuant to (v) or (vi) of this subparagraph; and

(viii) Divide the pounds of butterfat obtained in (vii) of this subparagraph by 3.5 percent; and

(7) Determine the pounds of overrun as follows: In the event the pounds of butterfat computed pursuant to (6) (iv) of this paragraph are greater than the pounds of butterfat computed pursuant to (2) of this paragraph, subtract the smaller amount from the larger amount and divide the result by 3.5 percent.

(f) *Allocation of milk classified.* The pounds of milk remaining in each class after making the following computations shall be the pounds of "net pooled milk" in such class:

(1) Subtract from the pounds of milk in each class the pounds of milk received from other handlers and assigned to such class;

(2) Subtract from the remaining pounds of milk in each class, in series beginning with the lowest-priced class, the pounds of milk received from sources other than producers or handlers;

(3) Subtract from the remaining pounds of milk in each class, in series beginning with the lowest-priced class, the pounds of overrun; and

(4) In the event the total pounds of milk remaining in the several classes is greater, or less, than the pounds of milk received from producers (including the handler's own farm production) reconciliation shall be effected by respectively deducting such difference from, or adding such difference to, the pounds of milk in Class IV milk.

§ 941.5 *Minimum prices*—(a) *Basic formula price.* For each delivery period the basic formula price to be used in determining the prices of Class I milk and Class II milk shall be the highest of the prices per hundredweight of milk of 3.5 percent butterfat content computed by the market administrator pursuant to (1) (2), and (3) of this paragraph:

(1) The average of the prices per hundredweight ascertained to have been paid during such delivery period to farmers for milk containing 3.5 percent butterfat at each of the following listed manufacturing plants or places for which prices are reported to the United States Department of Agriculture or to the market administrator;

Companies and Location

Borden Company: Black Creek, Wis.
Borden Company: Greenville, Wis.
Borden Company: Mt. Pleasant, Mich.
Borden Company: New London, Wis.
Borden Company: Orfordville, Wis.
Carnation Company: Berlin, Wis.
Carnation Company: Jefferson, Wis.
Carnation Company: Chilton, Wis.
Carnation Company: Oconomowoc, Wis.
Carnation Company: Richland Center, Wis.
Carnation Company: Sparta, Mich.
Pet Milk Company: Belleville, Wis.
Pet Milk Company: Coopersville, Mich.
Pet Milk Company: Hudson, Mich.
Pet Milk Company: New Glarus, Wis.
Pet Milk Company: Wayland, Mich.
White House Milk Company: Manitowoc, Wis.
White House Milk Company, West Bend, Wis.

(2) The price per hundredweight resulting from the following formula:

(i) Multiply the average wholesale price per pound of 92-score butter at Chicago for the delivery period as reported by the United States Department of Agriculture, by six (6),

(ii) Add 2.4 times the average weekly prevailing price per pound of "Twins" during the delivery period on the Wisconsin Cheese Exchange at Plymouth, Wisconsin: *Provided*, That if the price of "Twins" is not quoted on the Wisconsin Cheese Exchange the weekly prevailing price of "Cheddars" shall be deemed to be the prevailing price for "Twins" and shall be used in determining the price pursuant to this formula;

(iii) Divide by seven (7),

(iv) Add 30 percent thereof; and

(v) Multiply by 3.5.

(3) The price per hundredweight computed from the following formula: multiply by 3.5 the average price per pound of 92-score butter at wholesale in the Chicago market, as reported by the United States Department of Agriculture for the delivery period during which such milk was received, add 20 percent thereof, and make the following adjustment by adding 3¾ cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption is above 5 cents per pound, or subtracting 3¾ cents per hundredweight for each full one-half cent that the price of such nonfat dry milk solids is below 5 cents per pound. For purposes of determining this adjustment the price per pound of nonfat dry milk solids to be used shall be the average of the carlot prices for nonfat dry milk solids for human consumption, f. o. b. manufacturing plant, as published by the United States Department of Agriculture for a Chicago area during the delivery period, including in such average the quotations published for any fractional part of the previous delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period. In the event the United States Department of Agriculture does not publish carlot prices for nonfat dry milk solids for human consumption, f. o. b. manufacturing plant, the average of the carlot prices for nonfat dry milk solids for human consumption delivered at Chicago, shall be used. In the latter event the following adjustment shall be made by adding 3¾ cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption, delivered at Chicago, is above 6 cents per pound, or subtracting 3¾ cents per hundredweight for each full one-half cent that such price of nonfat dry milk solids is below 6 cents per pound.

(b) *Class prices.* Subject to the appropriate location adjustment credit set forth in (c) of this section, each handler, at the time and in the manner set forth in § 941.8, shall pay per hundredweight of milk purchased or received during each delivery period from producers or from cooperative associations, not less than the prices set forth below in this paragraph:

(1) *Class I milk.* The price for Class I milk shall be the basic formula price plus 70 cents, except that during the delivery periods of May and June the price for Class I milk shall be the basic formula price plus 50 cents.

(2) *Class II milk.* The price for Class II milk shall be the basic formula price plus 32 cents, except that during the delivery periods of May and June the price for Class II milk shall be the basic formula price plus 20 cents.

(3) *Class III milk.* The price for Class III milk shall be the same as the basic formula price.

(4) *Class IV milk.* The price for Class IV milk shall be the same as the price computed pursuant to (a) (3) of this section.

(c) *Location adjustment credit to handlers.* (1) The location adjustment credit with respect to that portion of milk received directly from producers at an approved plant (i) which is moved in the form of fluid milk or fluid skim milk from such approved plant to a plant engaged in the bottling of fluid milk, which is located less than 70 miles from the City Hall in Chicago, or (ii) which is classified as Class I milk but did not move in the

manner described in (i) of this subparagraph or in (2) (i) of this paragraph, shall be 1½ cents per hundredweight for each 15 miles or fraction thereof that such approved plant is located more than 70 miles by rail or highway, whichever is shorter, from the City Hall in Chicago.

(2) The location adjustment credit with respect to that portion of milk received directly from producers at an approved plant (i) which is moved in the form of fluid cream from such approved plant to a plant, engaged in the bottling of fluid milk or fluid cream or in the manufacturing of ice cream or ice cream mix, which is located less than 70 miles from the City Hall in Chicago, or (ii) which is classified as Class II milk but did not move in the manner described in (1) (i) of this paragraph or in (i) of this subparagraph, shall be the rate per hundredweight specified in the following table:

Shorter Distance by Rail or Highway From Approved Plant to the City Hall in Chicago

	Cents per hundredweight of fluid cream
0 to 70 miles	0
70.1 to 85 miles	5
85.1 to 115 miles	10
115.1 to 175 miles	15
175.1 to 220 miles	20
220.1 to 250 miles	25
250.1 to 325 miles	30
325.1 or over	40

(3) The burden rests upon the handler who received the milk from producers to prove to the market administrator that the conditions required for the receiving of location adjustment credits have been fulfilled.

(d) *Adjustment of class prices by Secretary.* Whenever the Secretary finds and announces that the Class I or Class II price determined pursuant to this section is not in accord with the public interest, the applicable price for the delivery period shall be the same as the price for the same class for the delivery period immediately preceding.

(e) *Emergency price provision.* Whenever the provisions hereof require the market administrator to use a specific price (or prices) for milk or any milk product for the purpose of determining class prices or for any other purpose, the market administrator shall add to the specified price the amount of any subsidy, or other similar payment, being made by any Federal agency in connection with the milk, or product, associated with the price specified: *Provided,* That if for any reason the price specified is not reported or published as indicated, the market administrator shall use the applicable maximum uniform price established by regulations of any Federal agency plus the amount of any such subsidy or other similar payment: *Provided further,* That if the specified price is not reported or published and there is no applicable maximum uniform price, or if the specified price is not reported or published and the Secretary determines that the market price is below the applicable maximum uniform price, the market administrator shall use a price determined by the Secretary to be equivalent to or comparable with the price specified.

§ 941.6 *Application of provisions*—(a) *Handlers who are also producers.* No provision hereof shall apply to a handler whose sole sources of supply are receipts from his own production and from other handlers, except that such handlers shall make reports to the market administrator at such time and in such manner as the market administrator may request.

(b) *Payment for milk received from sources determined as other than from producers or other handlers.* The market administrator in computing the value of milk for each handler pursuant to § 941.7 shall add an amount determined by multiplying the pounds of milk purchased or received from sources determined as other than producers or other handlers by the difference between the value of such milk pursuant to its classification in § 941.4 (f) (2) and the value of such milk at the price for Class IV milk. This provision shall not apply if such handler can prove to the market administrator that such milk was used for purposes which did not violate any regulations issued by the various health authorities in the marketing area.

(c) *Payment for overrun.* The market administrator in computing the value of milk for each handler pursuant to § 941.7 shall add an amount determined by multiplying the pounds of overrun pursuant to § 941.4 (e) (7) by the appropriate price pursuant to its classification in § 941.4 (f) (3)

§ 941.7 *Determination of uniform price*—(a) *Net pool obligation of handlers.* The market administrator shall on or before the 14th day of each delivery period examine for mathematical correctness and obvious errors the report of receipts and utilization submitted by each handler for the preceding delivery period and shall make such corrections as such examination shall indicate to be appropriate. The net pool obligations of each handler for milk received from producers during each delivery period shall be a sum of money computed for such delivery period as follows:

(1) Multiply the net pooled milk in each class by the applicable class price and add together the resulting amounts;

(2) Add the amount of any payments required to be made pursuant to § 941.6; and

(3) Subtract the aggregate of the values of all location adjustment credits computed at the applicable rates set forth in § 941.5 (c)

(b) *Computation of the uniform price.* The market administrator shall compute the uniform price per hundredweight of milk for each delivery period in the following manner:

(1) Combine into one total the net pool obligation of all handlers, computed pursuant to (a) of this section;

(2) Add the aggregate of the values of all allowable location adjustments computed at the applicable rates as set forth in § 941.8 (b)

(3) Add the amount of cash balance in the producer-settlement fund;

(4) Divide the result by the total hundredweight of net pooled milk of all handlers whose net pool obligations are included pursuant to (1) of this paragraph; and

(5) Subtract not less than 4 cents nor more than 5 cents to provide against the contingency of errors in reports and payments or of delinquencies in payments by handlers. The result shall be known as the uniform price for milk containing 3.5 percent butterfat received from producers at plants located not more than 70 miles from the City Hall in Chicago.

§ 941.8 *Payment for milk*—(a) *Time and method of payment.* (1) On or before the 15th day after the end of each delivery period each handler shall pay to each cooperative association which is also a handler, for milk purchased or received from it during the delivery period, an amount of money representing not less than the total value of such milk computed by multiplying the pounds of such milk in each class by the applicable class price subject to the location adjustment credit pursuant to § 941.5 (c) and to a butterfat differential computed as in (c) of this section.

(2) On or before the 18th day after the end of each delivery period each handler shall pay to each producer, for milk purchased or received from him during such delivery period, an amount of money representing not less than the total value of such milk, at the uniform price per hundredweight, and subject to the appropriate location adjustments and butterfat differential set forth in this section: *Provided,* That if by such date such handler has not received full payment for such delivery period pursuant to (f) of this section, he may reduce such payments uniformly per hundredweight for all producers by an amount not in excess of the per hundredweight reduction in payment from the market administrator; however, the handler shall make such balance of payment to those producers to whom it is due on or before the date for making payments pursuant to this paragraph next following that on which such balance of payment was received from the market administrator.

(b) *Location adjustment to producers.* In making payment to producers pursuant to (a) (2) of this section, handlers shall deduct per hundredweight with respect to all milk purchased or received from producers, at a plant located more than 70 miles by rail or highway, whichever is the shorter, from the City Hall in Chicago, the amount specified as follows:

	Cents per hundredweight
Within 70.1 to 85 miles	2
Within 85.1 to 100 miles	4
Within 100.1 to 115 miles	6
Within 115.1 to 130 miles	8
Within 130.1 to 145 miles	10
Within 145.1 to 160 miles	12
Within 160.1 to 175 miles	14

For each 15 miles or part thereof beyond 175 miles from the City Hall in Chicago, an additional one-half cent per hundredweight.

(c) *Butterfat differential to producers.* For each one-tenth of 1 percent above or below 3.5 percent in average butterfat content of milk delivered by any producer during any delivery period, the uniform price paid to such producer shall be plus or minus, as the case may be, an amount computed as follows: to the average price per pound of 92-score butter

at wholesale in the Chicago market, as reported by the United States Department of Agriculture for the delivery period during which the milk was received, add 20 percent, divide the result obtained by 10, and adjust to the nearest 1/10 cent.

(d) *Producer-settlement fund.* The market administrator shall establish and maintain a separate fund known as the "producer-settlement fund" into which he shall deposit all payments made by handlers pursuant to (e) and (g) of this section and out of which he shall make all payments to handlers pursuant to (f) and (g) of this section: *Provided,* That the market administrator shall offset any such payment due to any handler against payments due from such handler. Immediately after computing the uniform price for each delivery period, the market administrator shall compute the amount by which each handler's net pool obligation is greater or less than the sum obtained by multiplying such handler's net pooled milk by the uniform price subject to the location adjustment pursuant to (b) of this section and shall enter such amount on such handler's account as a pool debit or pool credit, as the case may be, and shall render such handler a transcript of his account.

(e) *Payments to the producer-settlement fund.* On or before the 16th day after the end of each delivery period each handler shall make full payment to the market administrator of any pool debit balance shown on the account rendered, pursuant to (d) of this section, for the preceding delivery period.

(f) *Payments out of the producer-settlement fund.* On or before the 17th day after the end of each delivery period, the market administrator shall pay to each handler the pool credit balance shown on the account rendered, pursuant to (d) of this section, if any, for the preceding delivery period, less any unpaid obligations of the handler, pursuant to §§ 941.9 and 941.10 and (e) and (g) of this section. If at such time the balance in the producer-settlement fund is insufficient to make all payments pursuant to this paragraph, the market administrator shall reduce uniformly such payments and shall complete such payments as soon as the necessary funds are available.

§ 941.9 *Expense of administration*—(a) *Payments by handlers.* As his prorata share of the expense of administration hereof each handler shall pay to the market administrator, on or before the 18th day after the end of each delivery period, a sum not exceeding 2 cents per hundredweight with respect to all milk purchased or received by him during such delivery period from producers, from sources other than producers or other handlers, or from his own farm production the exact sum to be determined by the market administrator, subject to review by the Secretary: *Provided,* That each handler, which is a cooperative association shall pay such prorata share of expense of administration only on that milk of producers actually received at an approved plant of such cooperative association, or caused to be delivered by such cooperative association to a plant from which no fluid milk or fluid cream is disposed of in the marketing area.

(b) *Suits by market administrator.* The market administrator may maintain a suit in his own name against any handler for the collection of such handler's pro rata share of expense set forth in this section.

§ 941.10 *Marketing services*—(a) *Marketing service deduction.* In making payments to producers pursuant to § 941.8 (a) (2) each handler, with respect to all milk received from each producer during each delivery period, at a plant not operated by a cooperative association of which such producer is a member, shall, except as set forth in (b) of this section, deduct 3 cents per hundredweight, or such lesser amount as the market administrator shall determine to be sufficient, such determination to be subject to review by the Secretary, and shall, on or before the 18th day after the end of such delivery period, pay such deductions to the market administrator. Such monies shall be expended by the market administrator for verification of weights, samples, and tests of milk received from such producers and in providing for market information to such producers. The market administrator may contract with an association or associations of producers for the furnishing of the whole or any part of such services to, or with respect to, the milk received from such producers.

(b) *Marketing service deductions with respect to members of a producers' cooperative association.* In the case of producers whose milk is received at a plant not operated by a cooperative association of which such producers are members and for whom a cooperative association is actually performing the services set forth in (a) of this section, each handler shall, in lieu of the deductions specified in (a) of this section, make such deductions from payments made pursuant to § 941.8 (a) (2) as may be authorized by such producers, and pay over on or before the 18th day after the end of each delivery period such deductions to the associations rendering such service of which such producers are members.

§ 941.11 *Adjustment of accounts*—(a) *Payments.* (1) Whenever audit by the market administrator of any handler's reports, books, records, or accounts disclose adjustments to be made, for any reason, which result in monies due (i) the market administrator from such handler, (ii) such handler from the market administrator, or (iii) any producer or cooperative association from such handler, the market administrator shall promptly notify such handler of any such amount due.

(2) Payments resulting from adjustments under (1) of this paragraph shall be made on or before the next date for making payments to producers following notification by the market administrator or within 5 days following notification by the market administrator if payment is due (i) the market administrator from a handler, (ii) a handler from the market administrator, or (iii) any cooperative association which is a handler from another handler.

§ 941.12 *Market advisory committee.* (a) Subsequent to the effective date hereof, the market administrator may select a representative committee of the industry for purposes (1) of recommendation of amendments to this order, and (2) for conference, counsel, and advice.

§ 941.13 *Effective time, suspension, or termination of order*—(a) *Effective time.* The provisions hereof, or any amendment hereto, shall become effective at such time as the Secretary may declare and shall continue in force until suspended, or terminated, pursuant to paragraph (b) of this section.

(b) *Suspension or termination of order.* The Secretary may suspend or terminate this order or any provision hereof whenever he finds that this order or any provision hereof obstructs or does not tend to effectuate the declared policy of the act. This order shall, in any event, terminate whenever the provisions of the act authorizing it cease to be in effect.

(c) *Continuing power and duty of the market administrator.* If upon the suspension or termination of any or all provisions hereof, there are any obligations arising hereunder, the final accrual or ascertainment of which requires further acts by any handler, by the market administrator, or by any other person, the power and duty to perform such further acts shall continue notwithstanding such suspension or termination: *Provided,* That any such acts required to be performed by the market administrator shall, if the Secretary so directs, be performed by such other person, persons, or agency as the Secretary may designate.

(1) The market administrator, or such other person as the Secretary may designate, shall:

(i) Continue in such capacity until removed by the Secretary;

(ii) From time to time account for all receipts and disbursements, and when so directed by the Secretary deliver all funds on hand, together with the books and records of the market administrator or such person, to such person as the Secretary shall direct; and

(iii) If so directed by the Secretary, execute such assignments or other instruments necessary or appropriate to vest in such person full title to all funds, property, and claims vested in the market administrator or such person pursuant thereto.

(d) *Liquidation after suspension or termination.* Upon the suspension or termination of any or all provisions hereof the market administrator, or such person as the Secretary may designate, shall, if so directed by the Secretary, liquidate the business of the market administrator's office and dispose of all funds and property then in his possession or under his control, together with claims for any funds which are unpaid or owing at the time of such suspension or termination. Any funds collected pursuant to the provisions hereof, over and above the amounts necessary to meet

outstanding obligations and the expenses necessarily incurred by the market administrator or such person in liquidating and distributing such funds, shall be distributed to the contributing handlers and producers in an equitable manner.

§ 941.14 *Agents.* The Secretary may, by designation in writing, name any officer or employee of the United States, or name any bureau or division of the United States Department of Agriculture, to act as his agent or representative in connection with any of the provisions hereof.

This report filed at Washington, D. C., this 20th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-10725; Filed, June 20, 1946; 4:42 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7356]

FOSTORIA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Laurence W. Harry, tr/as Fostoria Broadcasting Company, Fostoria, Ohio, for construction permit; Docket No. 7356, File No. B2-P-P-4430.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application, as amended, requesting a construction permit for a new standard broadcasting station to operate on 1510 kc, with 250 w. power, daytime only, at Fostoria, Ohio;

It appearing, that the Commission on February 27, 1946, designated for hearing in a consolidated proceeding the applications of Mansfield Journal Company (File No. B2-P-4275; Docket No. 7417) requesting a construction permit for a new standard broadcast station to operate on 1510 kc, with 250 w. power, daytime only, at Mansfield, Ohio; and Lorain Journal Company (File No. B2-P-4276; Docket No. 7418) requesting a construction permit for a new standard broadcast station to operate on 1140 kc, with 250 w. power, daytime only, at Loraine, Ohio;

It is ordered, That the said application of Laurence W Harry, tr/as Fostoria Broadcasting Company be, and it is hereby, designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending applications of Mansfield Journal Company (File No. B2-P-4275, Docket No. 7417) and Lorain Journal Company (File No. B2-P-4276, Docket No. 7418) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the orders heretofore issued designating for hearing the applications of Mansfield Journal Company and Lorain Journal Company, be, and the same are hereby amended to include the application of Laurence W Harry, tr/as Fostoria Broadcasting Company (File No. B2-P-4430, Docket No. 7356)

It is further ordered, That the said hearing be held on June 19, 1946, at Fostoria, Ohio.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10756; Filed, June 21, 1946; 10:21 a. m.]

[Docket No. 7620]

EDWARD J. NOBLE AND AMERICAN BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re: application of Edward J. Noble and American Broadcasting Company, Inc., for transfer of control; Docket No. 7620, File No. B1-TC-493.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of June 1946,

The Commission having under consideration the above-entitled application for transfer of control of American Broadcasting Company, Inc., and

The Commission not being satisfied that it is in possession of full information with respect thereto, as required by the Communications Act of 1934, and that public interest would be served by a grant thereof,

It is ordered, That the application be, and the same is hereby, designated for hearing, before the Commission en banc, in a consolidated proceeding with the application (B2-TC-490) for transfer of control of King-Trendle Broadcasting Corporation, to be held at 10 a. m. on the 9th day of July 1946, upon the following issues:

1. To obtain full information as to the effects of the proposed plan of recapitalization upon the finances, ownership, control, and existing operations and services of stations licensed to the American Broadcasting Company, Inc.

2. To determine the effects of the Company's plan of recapitalization on its future plans for FM, television and other projected betterments of facilities.

3. To determine whether any profits are expected to be derived from the plan by the licensee or its stockholders.

4. To obtain full information with respect to the proposed acquisition of control over King-Trendle Broadcasting Corporation (WXYZ and WOOD), plans for the sale of WOOD and what profits, if any, would be received therefrom.

5. To determine whether the sale of stock by the American Broadcasting Company, Inc. to stations affiliated therewith would tend to, or result in, an extension of such affiliation contracts beyond the period of two years, contrary to the intent of the Commission's network regulations (see Rule 3.103)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F R. Doc. 46-10757; Filed, June 21, 1946; 10:21 a. m.]

[Docket No. 7621]

SKY WAY BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Sky Way Broadcasting Corporation, Columbus, Ohio, for construction permit; Docket No. 7621, File No. B2-P-4824.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of June 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on the frequency 1150 kc, 5 kw day, 1 kw night, with directional antenna for both day and night use.

It appearing, that the Commission on March 27, 1946, designated for hearing in a consolidated proceeding the applications of WOOP Inc. (File No. B2-P-3987; Docket No. 6824) requesting a construction permit for a new standard broadcast station to operate on the frequency 1150 kc, 5 kw, unlimited time, with a directional antenna, at Dayton, Ohio; KSAL, Inc. (KSAL) (File No. B4-P-4361, Docket No. 7490) requesting a construction permit to increase power to 5 kw, and install new transmitter at changed location, operating on the frequency 1150 kc at Salina, Kansas; and

Northwestern Ohio Broadcasting Corporation (File No. B2–P–4447; Docket No. 7357) requesting a construction permit for a new standard broadcast station to operate on the frequency 1150 kc, 1 kw, unlimited time, with directional antenna, at Lima, Ohio;

It is ordered, That the said application of Sky Way Broadcasting Corporation be, and it is hereby, designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast services and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in connection with the applications of WOOP, Inc. (File No. B2–P–3987; Docket No. 6824) Fostoria Broadcasting Corporation (File No. B2–P–4430; Docket No. 7356), Northwest Ohio Broadcasting Corporation (File No. B2–P–4447; Docket No. 7357) and KSAL, Inc. (KSAL) (File No. B4–P–4364; Docket No. 7490) be, and the same are hereby amended to include the application of Sky Way Broadcasting Corporation (File No. B2–P–4824; Docket No. 7621)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–10758; Filed, June 21, 1946; 10:21 a. m.]

[No. 93379]

SPECIAL TEMPORARY AUTHORIZATIONS

TIME FOR FILING REQUESTS

MAY 24, 1946.

The Commission has noted the large number of requests for special temporary authorizations filed the same day or the day before the proposed program. In this connection, the attention of station licensees is directed to § 1.365 (a) (1) of the Commission's rules which provides that such requests will not be considered unless: "It is received by the Commission at least 10 days previous to the date of proposed operation: *Provided, however* That any such request received within less than 10 days may be accepted upon due showing of sufficient reasons for the delay in submitting such request."

The Commission recognizes the fact that licensees may not have much notice of a special event which they may desire to broadcast, and in its rules has provided for such contingencies. However, unless there is sufficient time for the Commission to act upon the request and for a reply to be received by a licensee, a late filing may make it impossible for the licensee to receive notice of authorization in the event of a grant. It is accordingly urged that in submitting their requests, licensees make due allowances for the time factors involved.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–10759; Filed, June 21, 1946; 10:21 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 264]

REPUBLIC STEEL CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 264 under Revised Supplementary Order No. 119. Republic Steel Corporation, Berger Manufacturing Division, Canton, Ohio. Docket No. 6123–SO 119–147.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Republic Steel Corporation, Berger Manufacturing Division of Canton, Ohio.* (1) The above manufacturer may determine his maximum prices for his lines of fabricated steel cabinets by increasing by the following percentages his prices on these items in effect on October 1, 1941 to each class of purchaser: fabricated steel kitchen cabinets, 20.7 percent; fabricated steel undersink cabinets, 20.3 percent.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification, to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 264 under Revised Supplementary order No. 119 authorizes the following percentage increase in Octobef 1, 1941 net prices for sales of fabricated steel cabinets manufactured by this company: fabricated steel kitchen cabinets, 20.7 percent; fabricated steel undersink cabinets, 20.3 percent.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 264.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46–10701; Filed, June 20, 1946; 11:23 a. m.]

[SO 142, Order 147]

LINE MATERIAL CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 147 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Line Material Company. Docket No. 6083–SO 142–136–648.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the Line Material Company, Milwaukee, Wisconsin, of all products purchased for resale shall be the prices in effect immediately prior to the issuance of Order No. 57 under Supplementary Order No. 142 effective March 26, 1946.

(b) The maximum prices for sales by the Line Material Company, Milwaukee, Wisconsin, of distribution transformers shall be determined by increasing by 12.5% the maximum prices for these

products in effect immediately prior to the issuance of Order No. 57 under Supplementary Order No. 142 effective March 26, 1946.

(c) The maximum prices for sales by the Line Material Company, Milwaukee, Wisconsin, of all other products covered by any regulation under Supplementary Order No. 142, except those products suspended from price control by Supplementary Order No. 129, shall be determined by increasing by 20.9% the maximum prices in effect immediately prior to the issuance of Order No. 57 under Supplementary Order No. 142 effective March 26, 1946.

(d) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be the maximum prices in effect just prior to the issuance of Order No. 57 under Supplementary Order No. 142, effective March 26, 1946.

(e) The maximum prices for sales by resellers of the products described in paragraphs (b) and (c) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(f) The Line Material Company shall notify each purchaser, who buys the products listed in paragraphs (a) (b) and (c) above for resale of the percentage amount by which this order permits the reseller to increase and directs the reseller to decrease his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(g) On or before November 1, 1946, the Line Material Company shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a statement of sales of each of the items covered in this order for the three months period July through September 1946 and the dollar value of these sales at the company's maximum prices immediately prior to the issuance of this order.

(h) This order supersedes Order No. 57 under Supplementary Order No. 142 effective March 26, 1946.

(i) All requests not granted herein are denied.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10702; Filed, June 20, 1946; 11:29 a. m.]

[SO 142, Order 148]

AUTO COMPRESSOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 148 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Auto Compressor Company, Docket No. 6083-SO 142-136-82.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered.*

(a) Order No. L-200, issued March 29, 1946, under Supplementary Order No. 142, is hereby revoked.

(b) The maximum prices for sales by The Auto Compressor Company, Wilmington, Ohio, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 16.3% of that price.

The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation No. 136, except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual orders.

(c) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136, the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(d) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to March 29, 1946, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(e) The Auto Compressor Company shall notify each purchaser, who buys the products listed in paragraph (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10703; Filed, June 20, 1946; 11:29 a. m.]

[SO 142, Order 157]

GENERAL ELECTRIC CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered.*

(a) The General Electric Company, 1285 Boston Avenue, Bridgeport 2, Connecticut, and its wholly owned subsidiaries the International General Electric Company and the International General Electric Company of Puerto Rico, hereinafter referred to as the manufacturer, are authorized to sell the refrigerator replacement units rebuilt or manufactured by it, to wholesale distributors at adjusted prices no higher than those set forth below opposite each model number:

Model:	*Ceiling price for each unit*	Model:	*Ceiling price for each unit*
CF1	$44.99	DRA2	$66.65
CF11	44.99	DRB3	88.28
CF2	48.42	D30	88.28
CF21	48.42	DRB31	88.28
CF22	51.85	D31	88.28
CF28	51.85	DR3	98.59
CH1	44.99	DRE3	98.59
CJ1	44.99	DR35	98.59
CJ2	48.42	D35	98.59
CE34	67.99	SD40	67.34
CE340	67.99	CB1	57.38
CE140	44.99	CB2	57.38
FBA1	44.99	CB3	57.38
CK1	50.51	CD1	57.38
CK15	50.51	CD2	57.38
CG1	50.51	CD3	57.38
CK2	57.38	CD11	57.38
CK26	57.38	CM1	57.38
CK28	57.38	CM2	57.38
CK30	60.81	CM32	53.60
CK35	81.42	CM311	53.60
DK1	50.51	CM312	53.60
CA1	53.60	CM33	53.60
CA2	62.53	CM34	74.55
LK1	74.55	CM35	74.55
LK2	74.55	FEA1	60.75
DR1	54.60	FEA2	75.55
D15	54.60	FEA35	111.44
DR2	66.65	FCA1	56.50
D2	66.65	FCA2	63.75

These adjusted ceiling prices include the Federal excise tax and delivery to the wholesale distributor.

(b) Wholesale distributors of General Electric refrigerator replacement units are authorized to sell such units to retail dealers at adjusted prices no higher than those set forth below opposite each model number:

Model:	*Ceiling price for each unit*	Model:	*Ceiling price for each unit*
CF1	$49.71	DRA2	$73.65
CF11	49.71	DRB3	97.55
CF2	53.50	D30	97.55
CF21	53.50	DRB31	97.55
CF22	57.29	D31	97.55
CF28	57.29	DR3	108.94
CH1	49.71	DRE3	108.94
CJ1	49.71	DR35	108.94
CJ2	53.50	D35	108.94
CE34	75.13	SD40	74.41
CE340	75.13	CB1	63.40
CE140	49.71	CB2	63.40
FBA1	49.71	CB3	63.40
CK1	55.81	CD1	63.40
CK15	55.81	CD2	63.40
CG1	55.81	CD3	63.40
CK2	63.40	CD11	63.40
CK26	63.40	CM1	63.40
CK28	63.40	CM2	63.40
CK30	67.20	CM32	59.23
CK35	89.97	CM311	59.23
DK1	55.81	CM312	59.23
CA1	59.23	CM33	59.23
CA2	69.10	CM34	82.38
LK1	82.38	CM35	82.38
LK2	82.38	FEA1	67.13
DR1	60.33	FEA2	83.48
D15	60.33	FEA35	123.14
DR2	73.65	FCA1	62.43
D2	73.65	FCA2	70.44

These adjusted ceiling prices include the Federal excise tax and also include delivery to retail dealers.

(c) Retail dealers may sell General Electric refrigerator replacement units at adjusted prices no higher than those set forth below opposite each model number:

Model:	Ceiling price for each unit	Model:	Ceiling price for each unit
CF1	$65.50	DRA2	$97.00
CF11	65.50	DRB3	128.50
CF2	70.50	D30	128.50
CF21	70.50	DRB31	128.50
CF22	75.50	D31	128.50
CF28	75.50	DR3	143.50
CH1	65.50	DRE3	143.50
CJ1	65.50	DR35	143.50
CJ2	70.50	D35	143.50
CE34	99.00	SD40	98.00
CE340	99.00	CB1	83.50
CE140	65.50	CB2	83.50
FBA1	65.50	CB3	83.50
CK1	73.50	CD1	83.50
CK15	73.50	CD2	83.50
CG1	73.50	CD3	83.50
CK2	83.50	CD11	83.50
CK26	83.50	CM1	83.50
CK28	83.50	CM2	83.50
CK30	88.50	CM32	78.00
CK35	118.50	CM311	78.00
DK1	73.50	CM312	78.00
CA1	78.00	CM33	78.00
CA2	91.00	CM34	108.50
LK1	108.50	CM35	108.50
LK2	108.50	FEA1	89.50
DR1	79.50	FEA2	110.00
D15	79.50	FEA35	164.50
DR2	97.00	FCA1	82.25
D2	97.00	FCA2	92.75

These adjusted ceiling prices include installation of the unit in the refrigerator of the consumer and the Federal excise tax.

(d) If any of the above units are sold by the manufacturer, by wholesale distributors, or by retail dealers with a four-year replacement contract, $5.00 may be added to the applicable ceiling price shown above.

(e) Any seller subject to this order who sells any of the refrigerator replacement units listed below to a purchaser located in Puerto Rico and receives from the purchaser the inoperative unit being replaced, may add to his ceiling price for the unit as established by this order an amount no greater than twice the amount set forth below opposite the particular model number. If he does not receive the inoperative unit from the purchaser he may add to his ceiling price no more than the amount set forth below opposite the particular model number:

Model:	Sales in Puerto Rico	Model:	Sales in Puerto Rico
CF1	$7.07	CK15, CK2, CK26, CK28	$5.72
CF11	6.72	CK30	6.27
CF21, CF2, CF22, CF28	7.83	CK35	6.42
CH1, CJ1	6.52	DR1, DR15	4.65
CE34, single evap	6.97	D2, DR2	5.74
CE34, double evap	6.69	DRA2	4.29
CK1	4.62	FEA1	4.43
		FEA2	6.09

(f) Any seller subject to this order may require, in connection with any sale under this order, the surrender by the buyer of the unit which the replacement unit is intended to replace. No allowance need be made by the seller for the surrendered unit.

(g) The ceiling prices established by this order supersede those established by Revised Order 88, as amended under Revised Maximum Price Regulation No. 136 with respect to replacement units sold by the manufacturer at ceiling prices adjusted under this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

(i) This order shall become effective on the 20th day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10704; Filed, June 20, 1946; 11:29 a. m.]

[MPR 188, Order 5043]

HARRIS MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Harris Manufacturing Company, 2422 West 7th Street, Los Angeles, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Description	Ceiling price to—	
		Dealer	Consumer
Harris	Acoustic portable phonograph, spring wound motor, reproducer and tone arm imported from Switzerland, linen covered 3-ply wood case, 15" x 11" x 6", manual.	$18.65	$32.95

Ceiling price to the consumer includes the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated May 2, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$32.95
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10692; Filed, June 20, 1946; 11:25 a. m.]

[MPR 188, Order 5044]

SUPERIOR PLASTIC CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Superior Plastic Company, 926 Miami Avenue, Miami, Fla.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Plexiglass boudoir lamp with shade	1	Each $3.00	Each $3.53	Each $5.25

These maximum prices are for the articles described in the manufacturer's application dated April 30, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other

class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10693; Filed, June 20, 1946; 11:26 a. m.]

[MPR 188, Order 5045]

ZENITH OPTICAL CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Zenith Optical Company, 220 8th Street, Huntington, W Va.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Zenith filter rod	Zenith filter rod.	*Each* $0.26	*Each* $0.29	*Each* $0.50
8-cup Zenith glass coffee maker, consisting of upper and lower bowls, handle, reversible filter rod.	8-A	1.92	2.25	4.25

These maximum prices are for the articles described in the manufacturer's application dated May 28, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30 days. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator

[F R. Doc. 46-10694; Filed, June 20, 1946; 11:26 a. m.]

[MPR 188, Order 5046]

AMERICAN POTTERY CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by American Pottery Company, Inc., 3132 East Washington Blvd., Los Angeles 23, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
18" glazed and hand decorated (8-colors, two firings) ceramic figurine juvenile lamps with rayon silk over paper parchment shades.	Donald Duck, Minnie and Mickey Mouse, Panchito, Joe Carioca.	*Each* $4.37	*Each* $5.14	*Each* $9.25

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10695; Filed, June 20, 1946; 11:26 a. m.]

[MPR 188, Order 5047]

GOLIN MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain article manufactured by Golin Manufacturing Co., 2007 Upton Avenue N., Minneapolis 1, Minn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
Metal wall pin-up lamp	3	$1.83	$2.15	$3.87
Metal corner pin-up lamp	4	1.70	2.00	3.60

These maximum prices are for the articles described in the manufacturer's application dated April 20, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number _____
OPA Retail Ceiling Price—$_____
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10696; Filed, June 20, 1946; 11:26 a. m.]

[MPR 591, Order 648]

STANDARD HEATER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by the Standard Heater Company of Detroit, Michigan, of the Model No. 90 Solar-Glo Gas Conversion Burner manufactured by it shall be:

Model	Maximum price on sales to—		
	Jobbers (uninstalled)	Dealers (uninstalled)	Consumers (installed)
No. 90 Solar-Glo gas conversion burner with manual control	$92.13	$77.63	$123.41
No. 90 Solar-Glo gas conversion burner with automatic control	103.55	119.09	174.09

(b) The maximum net prices on sales by any person other than the Standard Heater Company of Detroit, Michigan of the Model No. 90 Solar-Glo Gas Conversion Burner, shall be:

Model	Maximum net price on sales to—	
	Jobbers (uninstalled)	Dealers (uninstalled)
No. 90 Solar-Glo gas conversion burner with manual control	$92.13	$77.63
No. 90 Solar-Glo gas conversion burner with automatic control	103.55	119.09

(c) The maximum installed prices for sales by any person other than the Standard Heater Company of the commodities question shall be determined under Revised Maximum Price Regulation No. 251.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10697; Filed, June 20, 1946; 11:27 a. m.]

[MPR 591, Order 649]

PENNSYLVANIA FURNACE AND IRON CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the FEDERAL REGISTER and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Gas Conversion Burners manufactured by Pennsylvania Furnace and Iron Company of Warren, Pennsylvania and as described in the application dated April 25, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
(1) Burners supplied with solenoid electric valve:			
Model No. 8 gas conversion burner rated at 100,000 to 120,000 B. t. u. input per hour	$63.00	$83.25	$111.00
Model No. 10 gas conversion burner rated at 120,000 to 220,000 B. t. u. input per hour	73.00	97.50	130.00
Model No. 12 gas conversion burner rated at 200,000 to 300,000 B. t. u. input per hour	92.40	115.50	154.00
(2) When burners are supplied with a motorized valve in place of the solenoid electric valve, the following extra charges may be added:			
Model No. 8	15.00	15.00	15.00
Model No. 10	14.00	14.00	14.00
Model No. 12	16.00	16.00	16.00

(b) The Pennsylvania Furnace and Iron Company shall extend an additional 5 percent discount on sales to jobbers and dealers in quantities of 500 and over. Terms: 2 percent, 10 days.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) The maximum prices established by this order reflect the industry-wide increases over October 1, 1941 prices authorized by section 2,8 of Order 48 under Maximum Price Regulation No. 591.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) Maximum prices for the commodities covered by this order when sold on an installed basis are subject to the provisions of Revised Maximum Price Regulation No. 251.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46–10698; Filed, June 20, 1946; 11:27 a. m.]

[RMPR 136, Amdt. 1 to Order 637]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Revised Maximum Price Regulation 136, *It is ordered.*

Order No. 637 under Revised Maximum Price Regulation 136 is amended in the following respects:

1. Paragraph (a) is amended by adding the following sentence: "As used in this order, the word 'chains' means chains, of the type suitable for transmission of power, for conveying or for timing."

2. Subparagraph (2) of Paragraph (c) is amended to read as follows: "If the manufacturer's base prices for any gears, including gear motors, or chains are approved by the OPA as 'in-line' prices under section 9 (c) of RMPR 136 subsequent to May 27, 1946, the maximum prices shall be the prices so approved."

3. Paragraph (c) is amended by adding the following subparagraph (3)

(3) The maximum prices for sales by a manufacturer for any chains shall be the base prices increased by 13%.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10803; Filed, June 21, 1946; 11:46 a. m.]

[MPR 591, Order 650]

GIBSON REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales of the following farm freezer manufactured by the Gibson Refrigerator Company, 515 West Williams Street, Greenville, Michigan, and as described in the applications dated April 10, 1946, which are on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

MANUFACTURER'S SELLING PRICES

Model 5A4	East zone 1	West zone 2
To: The Firestone Tire and Rubber Co., Firestone Park, Akron 17, Ohio:		
Base prices	$156.00	$156.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	167.00	167.00
The Firestone Tire & Rubber Co.'s selling prices to their dealers:		
Base prices	250.00	262.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	261.00	273.00
The Firestone Tire & Rubber Co.'s dealer's selling prices to consumers:		
Base prices	325.00	337.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	336.00	348.00

Model No. 44-7100	East Zone	West Zone	Rocky Mountain Zone
To: Gamble-Skogmo, Inc., 15 North 8th Street, Minneapolis, Minn., and Western Auto Supply Co., 1100 South Grand Ave., Los Angeles, Calif..			
Base prices	$156.00	$156.00	$156.00
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	167.00	167.00	167.00
Gamble-Skogmo, Inc., and Western Auto Supply Co.'s selling prices to their dealers:			
Base prices	211.25	220.25	223.25
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	222.25	231.25	234.25
Gamble-Skogmo, Inc., and Western Auto Supply Co.'s dealer's selling prices to consumers:			
Base prices	325.00	331.00	337.00
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	336.00	342.00	348.00

MANUFACTURER'S SELLING PRICES—Continued

Model No. AF-616	Zone 1	Zone 2
To: Associated Merchandising Corp., 1440 Broadway, New York 18, N.Y.:		
Base prices	$156.00	$156.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	167.00	167.00
Associated Merchandising Corp.'s selling prices to their dealers:		
Base prices	185.80	188.80
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	196.80	199.80
Associated Merchandising Corp.'s dealer's selling prices to consumers:		
Base prices	325.00	328.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	336.00	339.00

Model No. AF-616	Zone 3	Zone 4	Zone 5
To: Associated Merchandising Corp., 1440 Broadway, New York 18, N. Y..			
Base prices	$156.00	$156.00	$156.00
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	167.00	167.00	167.00
Associated Merchandising Corp.'s selling prices to their dealers:			
Base prices	191.80	194.20	197.80
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	202.80	205.80	208.80
Associated Merchandising Corp's dealer's selling prices to consumers:			
Base prices	331.00	334.00	337.00
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	342.00	345.00	348.00

Model No. CF-616

	Zone 3
Manufacturer's selling price to direct dealer—The Cussins & Fearn Co., 44 West Chestnut St., Columbus 15, Ohio:	
Base price	$185.80
5-year service protection plan	5.00
Crating charge	6.00
	196.80
The Cussins & Fearn Co's. selling price to consumers:	
Base price	331.00
5-year service protection plan	5.00
Crating charge	6.00
	342.00
	Zone 3
Manufacturer's selling price to direct dealer—Goldblatt Bros., Inc., 3716 South Iron St., Chicago 9, Ill..	
Base price	$185.80
5-year service protection plan	5.00
Crating charge	6.00
	196.80
Goldblatt Bros., Inc., selling price to consumer:	
Base price	324.00
5-year service protection plan	5.00
Packing case	6.00
	339.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Gibson Refrigerator Company of Greenville, Michigan, shall stencil on the food freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$_____

Plus freight as provided for in Order No. 650 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10699; Filed, June 20, 1946; 11:28 a. m.]

[SO 142, Order 158]

EDISON GENERAL ELECTRIC APPLIANCE CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Edison General Electric Appliance Company, Inc., 5600 West Taylor Street, Chicago, Illinois, is authorized to sell the Hotpoint refrigerator replacement units rebuilt or manufactured by it to wholesale distributors at adjusted prices no higher than those set forth below opposite each model number:

Model:	*Ceiling price for each unit*	Model:	*Ceiling price for each unit*
CF1	$44.99	CD2	$57.38
CF11	44.99	CD3	57.38
CF2	48.42	CM1	57.38
CF21	48.42	CM2	57.38
CF22	51.85	CM32	53.60
CF28	51.85	CM33	53.60
CH1	44.99	CM3	74.55
CJ1	44.99	FCA1	56.50
CE24	48.42	FCA2	63.75
CE34	67.99	CE1	44.99
CE340	67.99	CE2	48.42
CE14	44.99	CE11	44.99
FBA1	44.99	CE14	44.99
LK1	74.55	CE21	48.42
LK2	74.55	CE22	51.85
CB1	57.38	CE24	48.42
CB2	57.38	CE28	51.85
CB3	57.38	CE34D	67.99
CD1	57.38	FBA1A	44.99

These adjusted ceiling prices include the Federal excise tax and delivery to the wholesale distributor. In all other respects they are subject to the seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) Wholesale distributors of Hotpoint refrigerator replacement units are authorized to sell such units to retail dealers at adjusted prices no higher than those set forth below opposite each model number:

Model:	*Ceiling price for each unit*	Model:	*Ceiling price for each unit*
CF1	$49.71	CD2	$63.40
CF11	49.71	CD3	63.40
CF2	53.50	CM1	63.40
CF21	53.50	CM2	63.40
CF22	57.29	CM32	59.23
CF28	57.29	CM33	59.23
CH1	49.71	CM34	82.38
CJ1	49.71	FCA1	62.43
CE24	53.50	FCA2	70.44
CE34	75.13	CE1	49.71
CE340	75.13	CE2	53.50
CE14	49.71	CE11	49.71
FBA1	49.71	CE14	49.71
LK1	82.38	CE21	53.50
LK2	82.38	CS22	57.29
CB1	63.40	GE24	53.50
CB2	63.40	CE28	57.29
CB3	63.40	CE34D	75.13
CD1	63.40	FBA1A	49.71

These adjusted ceiling prices include the Federal excise tax and delivery to the wholesale distributor. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(c) Retail dealers may sell Hotpoint refrigerator replacement units at adjusted prices no higher than those set forth below opposite each model number:

Model:	*Ceiling price for each unit*	Model:	*Ceiling price for each unit*
CF1	$65.50	CD2	$83.50
CF11	65.50	CD3	83.50
CF2	70.50	CM1	83.50
CF21	70.50	CM2	83.50
CF22	75.50	CM32	78.00
CF28	75.50	CM33	78.00
CH1	65.50	CM34	108.50
CJ1	65.50	FCA1	82.25
CE24	70.50	FCA2	92.75
CE34	99.00	CE1	65.50
CE340	99.00	CE2	70.50
CE14	65.50	CE11	65.50
FBA1	65.50	CE14	65.50
LK1	108.50	CE21	70.50
LK2	108.50	CE22	75.50
CB1	83.50	CE24	70.50
CB2	83.50	CE23	75.50
CB3	83.50	CE34D	99.00
CD1	83.50	FBA1A	65.50

These adjusted ceiling prices include installation of the unit in the refrigerator of the consumer and the Federal excise tax.

(d) If any of the above units are sold by the manufacturer, by wholesale distributors, or by retail dealers with a four year replacement contract, $5.00 may be added to the applicable ceiling price shown above.

(e) Any seller subject to this order may require, in connection with any sale under this order, the surrender by the buyer of the unit which the replacement unit is intended to replace. No allowance need be made by the seller for the surrendered unit.

(f) The ceiling prices established by this order supersede those established by Revised Order 143, as amended, under Revised Maximum Price Regulation No. 136 with respect to replacement units sold by the manufacturer at ceiling prices adjusted under this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 20th day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10716; Filed, June 20, 1946; 4:22 p. m.]

[MPR 120, Order 1677]

HARLAND G. REAM ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Correction

In Federal Register document 46-9678, appearing at page 6369 of the issue for Tuesday, June 11, 1946, in the first table the word "Mo." in the heading should read "Md." and the price under size group 1 for rail shipment should be "365." In the first table for R. W. Williams "Mine Index No. 5746" should read "Mine Index No. 5749."

[RMPR 136, Order 649]

PORTABLE ELECTRIC POWER DRIVEN TOOLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purposes of this order, the phrase "portable electric power driven tools" shall mean tools, portable electric, power driven, which in normal use are held or guided by hand and not customarily attached to a permanent support as described in Appendix A of Revised Maximum Price Regulation 136. The phrase shall also include repair and replacement parts which are integral and functional parts when supplied by the manufacturer of the complete unit or his resellers.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7, or computed under sections 8, 9 or 10 of RMPR 136, before the addition of any increase provided to an individual manufacturer by any individual adjustment under the provisions of RMPR 136 or Supplementary Order 142.

(c) The maximum prices for sales by manufacturers of new portable electric power driven tools shall be the base prices increased by 15%.

(d) The maximum prices for sales of portable electric power driven tools, by

resellers, shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of portable electric power driven tools shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order, a manufacturer of portable electric power driven tools may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-10804; Filed, June 21, 1946; 11:46 a. m.]

[RMPR 94, Rev. Order 3]

WESTERN PINE AND ASSOCIATED SPECIES OF LUMBER

APPROVAL OF MAXIMUM PRICES FOR PONDEROSA PINE CUT STOCK

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Revised Maximum Price Regulation 94, Order 3 is redesignated Revised Order 3 and is amended and revised to read as follows: *It is ordered:*

(a) The maximum prices in Appendix A, attached hereto and made a part hereof, are the maximum prices for cut stock produced from Ponderosa pine or other species of lumber subject to Revised Maximum Price Regulation 94 (regardless of the location of the cut stock plant) on sales only by the following manufacturers:

Miller Bros. Klamath Falls, Oreg.
Kerns Box Co., of Oregon, Ltd., Pilot Rock, Oreg.
Ewauna Box Co., Klamath Falls, Oreg.
Kinzua Pine Mills, Kinzua, Oreg.
C. M. Moulding Co., Reno, Nev.
Shevlin Pine Sales Co. Minneapolis, Minn.. Mills: McCloud, Calif., and Bend, Oreg.
Harris Pine Mills, Pendleton, Oreg.
White Pine Sash Co., Spokane, Wash.
Missoula White Pine Sash Co., Missoula, Mont.
Long Bell Lumber Co., Weed, Calif.
Spokane Pine Products Co., Spokane, Wash.
Prineville Box Co., Prineville, Oreg.
Leo G. Opzahl, Westwood, Calif.
Bridal Veil Lbr. & Box Co., Bridal Veil, Oreg.
Big Lake Box Co., Klamath Falls, Oreg.
Baker Wood Products, Baker, Oreg.
Oregon Woodwork Ltd., Portland, Oreg.
Winchester Box Co., Winchester, Idaho.
Deer Park Lbr. Co., Deer Park, Wash.
Oregon Trail Furniture Shops, Bend, Oreg.
Weyerhaeuser Sales Co., St. Paul, Minn.
Brooks-Scanlon Lbr. Co., Bend, Oreg.
Heppner Lumber Co., Heppner, Oreg.
Goose Lake Box Co.. Mills at Reno, Nev., and Lakeview, Oreg.
Keystone Frame Manufacturing Co., Spokane, Wash.
Oregon Lumber Co, Baker, Oreg.
Stoddard Lumber Co., Baker, Oreg.
Collins Pine Co., Chester, Calif.
Indian Head Lumber Co., Pittsville, Calif.
Setzer Box Co., Sacramento, Calif.
Bradford-Kennedy Co., Omaha, Nebr.
Brown's Tie and Lumber Co., McCall, Idaho.
Baird-Naundorf Lumber Co., Spokane, Wash.
Mount Emily Lumber Co., LaGrande Oreg.
Pondosa Pine Lumber Co., Elgin, Oreg.
Caldwell Box Manufacturing Co., Caldwell, Idaho.
Klamath Lake Moulding Co., Klamath Falls, Oreg.
Ralph L. Smith Lumber Co., Mills at Alturas, Calif., Klamath Falls, Oregon; and Denver, Colorado.
J. Neils Lumber Co., Klickitat, Wash.
Collins Pondosa Lumber Co.. Pondosa, Oreg.
Graeagle Lumber Co., Graeagle, Calif.
Carr, Adams & Collier Co., Dubuque, Iowa.
Peshastin Lumber & Box Co., Peshastin, Wash.
Winton Lumber Co., Mills at Gibbs, Idaho and Martell, Calif.
Klickitat Pine Box Co., Goldendale, Wash.
Southwest Lumber Mills, Inc., McNary, Ariz.

(b) Producers of Ponderosa pine cut stock, wherever located, may have their names added to paragraph (a) by making application to the Lumber Branch, Office of Price Administration, Washington 25, D. C., supported by evidence that they have facilities for producing cut stock. Ordinarily, a letter from the producer certifying that he has the necessary facilities will be sufficient.

(c) Prior to January 15, 1947, the producers subject to this Order must submit to the Lumber Branch, Office of Price Administration, Washington, D. C., data covering costs of cut stock extras as shown in Table 4 of Appendix A, based on actual operation for a period of three months after the effective date of this Revised Order. Producers receiving authorization under paragraph (a) after October 1, 1946, must, within four months from date of such authorization, submit such data for a period of three months.

(d) Producers named in paragraph (a) may compute delivered prices for cut stock produced in plants located outside of the producing area covered by Revised Maximum Price Regulation 94, by using whichever of the following basing points that produces the lowest rate to destination:

Spokane, Washington.
Klamath Falls, Oregon.
Susanville, California.

(e) No extras listed in Table 4 may be charged unless specifically required in purchaser's written order.

(f) All provisions of Revised Maximum Price Regulation 94, not inconsistent with this order, apply to sales covered by this order.

(g) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 26, 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A

TABLE 1—PONDEROSA PINE CUT STOCK—F. O. B. MILL

[No. 1 cut stock]

	0/11 and shorter	1/0 to 1/11	2/0 to 2/11	3/0 to 3/11	4/0 to 4/7	4/8 to 5/11	6/0 to 7/11
4/4 S2S 25/32" (for 13/16" H/M, add $1):							
3⅞" and under	$62.50	$67.50	$77.50	$80.00	$87.50	$92.50	$97.50
4 to 4⅛"	62.50	67.50	77.50	82.50	90.00	95.00	102.50
5 to 5⅛"	65.00	70.00	82.50	87.50	97.50	107.50	117.50
6 to 6⅛"	67.50	72.50	85.00	92.50	102.50	112.50	122.50
7 to 7⅛"	70.00	75.00	87.50	95.00	107.50	117.50	127.50
8 to 10⅜"	75.00	77.50	92.50	102.50			
10½ to 11⅞"	80.00	82.50	102.50	107.50			
5/4 S2S to 1 25/32":							
2⅞" and under	72.00	75.50	79.00	79.00	82.25	87.50	99.75
3 to 3⅞"	72.00	75.50	79.00	79.00	82.25	87.50	110.75
4 to 4⅛"	72.00	75.50	79.00	79.00	86.50	94.25	121.50
5 to 5⅛"	73.25	76.75	80.25	82.50	97.50	103.25	129.25
6 to 6⅛"	79.50	83.25	83.25	88.75	102.75	113.75	132.75
7 to 7⅛"	83.50	87.50	87.50	93.00	103.25	119.25	133.00
8 to 10⅜"	84.75	88.75	88.75	93.50			
10½ to 11⅞"	97.00	101.75	101.75	103.25			

	0/11 and shorter	1/0 to 1/11	2/0 to 2/11	3/0 to 3/11	4/0 to 4/7	4/8 to 5/11	6/0 to 7/11
6/4 S2S to 1 13/32" and 7/4 S2S to 1 13/32":							
2⅞" and under	$70.00	$73.50	$77.00	$77.00	$80.25	$85.50	$97.75
3 to 3⅞"	70.00	73.50	77.00	77.00	80.25	85.50	103.75
4 to 4⅛"	70.00	73.50	77.00	77.00	84.50	92.25	119.50
5 to 5⅛"	71.25	74.75	78.25	80.50	95.50	100.25	127.25
6 to 6⅛"	77.50	81.25	81.25	86.75	100.75	111.75	130.75
7 to 7⅛"	81.50	85.50	85.50	91.00	100.25	117.25	130.00
8 to 10⅜"	82.75	86.75	86.75	90.50			
10½ to 11⅞"	95.00	99.75	99.75	107.25			
8/4 S2S to 1 13/16":							
2⅞" and under	75.00	78.50	82.00	82.00	85.25	90.50	102.75
3 to 3⅞"	75.00	78.50	82.00	82.00	85.25	90.50	113.75
4 to 4⅛"	75.00	78.50	82.00	82.00	89.50	97.25	127.50
5 to 5⅛"	76.25	79.75	83.25	85.50	100.50	111.25	132.25
6 to 6⅛"	82.50	86.25	86.25	91.75	105.75	116.75	135.75
7 to 7⅛"	86.50	90.50	90.50	96.00	111.25	122.25	141.00
8 to 10⅜"	87.75	91.75	91.75	101.50			
10½ to 11⅞"	100.00	104.75	104.75	112.25			

APPENDIX A—Continued

TABLE 1-A—PONDEROSA PINE CUT STOCK—F. O. B. MILL

[No. 2 cut stock]

	0/11 and shorter	1/0 to 1/11	2/0 to 2/11	3/0 to 3/11	4/0 to 4/7	4/8 to 5/11	6/0 to 7/11		0/11 and shorter	1/0 to 1/11	2/0 to 2/11	3/0 to 3/11	4/0 to 4/7	4/8 to 5/11	6/0 to 7/11
4/4 S2S 25/32" (for 13/16" H/M, add $1):								6/4 S2S to 11⅝" and 7/4 S2S to 11⅞":							
3⅞" and under	$60.50	$65.50	$75.50	$78.00	$83.50	$89.50	$92.00	2⅞" and under	$69.00	$72.50	$76.00	$76.00	$77.25	$80.50	$90.25
4 to 4⅞"	60.50	65.50	75.50	80.50	85.00	87.00	92.50	3 to 3⅞"	69.00	72.50	76.00	76.00	77.25	80.50	93.75
5 to 5⅞"	62.50	67.50	80.00	85.00	91.50	97.50	105.00	4 to 4⅞"	69.00	72.50	76.00	76.00	80.50	84.75	107.00
6 to 6⅞"	64.50	69.50	82.00	89.50	95.50	100.00	107.50	5 to 5⅞"	69.75	73.25	76.75	76.75	80.50	86.25	112.25
7 to 7⅞"	65.00	70.00	82.50	90.00	99.50	102.50	110.00	6 to 6⅞"	75.00	78.75	78.75	83.75	84.75	89.25	113.25
4/4 S2S 25/32" (for 13/16" H/M, add $1):								7 to 7⅞"	76.50	80.50	80.50	85.00	89.25	102.25	113.50
8 to 10⅜"	69.00	71.50	86.50	96.50				8 to 10⅜"	76.75	80.75	80.75	89.50			
10½ to 11⅞"	73.00	75.50	95.50	100.50				10½ to 11⅞"	83.00	92.75	92.75	99.25			
5/4 S2S to 1-5/32":								8/4 S2S to 1⅜":							
2⅞" and under	70.00	73.50	77.00	77.00	78.75	82.50	93.75	2⅞" and under	72.00	75.50	79.00	79.00	80.25	83.00	87.75
3 to 3⅞"	70.00	73.50	77.00	77.00	78.75	82.50	103.25	3 to 3⅞"	72.00	75.50	79.00	79.00	80.25	83.00	96.25
4 to 4⅞"	70.00	73.50	77.00	77.00	82.50	86.75	111.50	4 to 4⅞"	72.00	75.50	79.00	79.00	83.50	84.75	104.50
5 to 5⅞"	70.75	74.25	77.25	79.50	92.50	98.25	114.25	5 to 5⅞"	72.25	75.75	79.25	81.50	83.00	83.75	105.25
6 to 6⅞"	76.50	80.25	79.75	85.25	96.75	101.25	115.25	6 to 6⅞"	78.50	80.25	80.25	85.75	83.75	84.25	108.25
7 to 7⅞"	78.50	82.50	81.50	87.00	101.25	104.25	118.00	7 to 7⅞"	79.00	83.00	83.00	83.50	83.75	89.75	108.50
8 to 10⅜"	78.75	82.75	82.75	91.50				8 to 10⅜"	79.25	83.25	83.25	93.00			
10½ to 11⅞"	90.00	94.75	94.75	101.25				10½ to 11⅞"	90.00	94.75	94.75	102.25			

TABLE 2—CASING, JAMB, AND SILL STOCK S2S—NOT EQUALIZED

[Face and two edges not below No. 2 cut stock grade with sound back No. 2 cut stock is defined in paragraph 225 for No. 2 door cuttings in Western Pine Association Grading Rules of 1942]

4/4 x 3⅞" and under	$57.50	$61.50	$70.50	$72.75	$79.50	$84.00	$88.50	6/4 and 7/4 x 6 to 6⅞"	$70.50	$72.75	$76.00	$79.00	$91.50	$101.50	$120.00
4/4 x 4 to 4⅞"	57.50	61.50	70.50	75.00	80.75	86.25	93.00	6/4 and 7/4 x 7 to 7⅞"	74.00	76.75	76.00	83.00	96.00	106.50	125.00
4/4 x 5 to 5⅞"	59.25	62.75	75.00	78.50	88.50	97.50	106.50	6/4 and 7/4 x 8 to 10⅜"	75.00	77.75	79.00	83.00	111.50	123.50	145.00
5/4 x 3⅞" and under	65.50	68.50	72.00	74.00	75.75	82.25	92.00	8/4 x 3⅞" and under	69.00	64.50	73.50	78.75	82.50	87.00	91.50
5/4 x 4 to 4⅞"	65.50	68.50	72.00	74.00	81.00	87.50	110.00	8/4 x 4 to 4⅞"	69.00	64.50	73.50	78.00	83.75	89.25	98.00
5/4 x 5 to 5⅞"	67.50	69.75	73.00	75.00	88.50	98.00	117.00	8/4 x 5 to 5⅞"	69.25	65.75	73.00	82.00	91.50	100.50	109.50
6/4 and 7/4 x 3⅞" and under	63.50	66.50	70.00	72.00	73.75	80.25	90.00	8/4 x 6 to 6⅞"	73.75	81.75	81.75	87.25	101.00	110.75	127.75
6/4 and 7/4 x 4 to 4⅞"	63.50	66.50	70.00	72.00	78.75	85.00	103.00	8/4 x 7 to 7⅞"	81.75	85.75	85.75	97.25	113.50	123.75	152.75
6/4 and 7/4 x 5 to 5⅞"	65.50	67.75	71.00	73.00	86.50	96.50	115.00	8/4 x 8 to 10⅜"	89.25	94.25	94.25	109.75	123.50	145.75	187.75

Footnotes applicable to tables 1, 1-A, and 2.

Idaho white pine cut stock—add $5.00 to ponderosa pine prices. Sugar pine cut stock—add $5.00 to ponderosa pine prices. Douglas fir, white fir, and larch cut stock—deduct $3.00 from ponderosa pine prices. Additions for Idaho white pine or sugar pine may only be made for straight shipments of these species when ordered. If mixed species shipped, all species take price of lowest priced species in shipment.

Shade roller squares rough. (Saw mill manufacture) (1" x 1" and larger). Deduct $10.00 from 4/4 No. 1 S2S cut stock price for width and length wanted. Compute footage on net rough width without saw kerf allowance.

Resawed face veneers. Add 16⅔ to base price of 6/4 size wanted to allow for losses due to exposing hidden defects and to irregular resawing developing stock less than required ⅜" minimum thickness at any point. Add $17.50 for resawing 6/4—5 cuts at $3.50 per cut. Compute footage as 6 pieces from 6/4 to three pieces beyond decimal.

Delivered prices. Compute freight costs on applicable rate from mill to rail destination (to nearest 2¢) on following estimated shipping weights:

TABLE 2—continued

[M feet b. m. pounds]

	Pine and white fir	Douglas fir and larch
S1S and S2S	2,000	2,300
S4S and S1S2E with resawed back	1,800	2,100
Resawed face veneers	1,600	1,900
Run to pattern	1,600	1,900
Rough	2,500	2,800

TABLE 3—CUT STOCK FOOTAGE DETERMINATION

[Thicknesses: S2S, S4S, or run to pattern]

9/32" and under, 2 pcs from 4/4.
Over 9/32" to 3/8" incl., 2 pcs from 5/4.
Over 3/8" to 9/16" incl., 2 pcs from 6/4.
Over 9/16" to 25/32" incl., 1 pc from 4/4 (also 13/16" H/M).
Over 25/32" to 1 5/32" incl., 1 pc from 5/4.
Over 1 5/32" to 1 13/32" incl., 1 pc from 6/4.
Over 1 13/32" to 1 29/32" incl., 1 pc from 7/4.
Over 1 29/32" to 1 13/16" incl., 1 pc from 8/4.
Over 1 13/16" to 2 3/8" incl., 1 pc from 10/4.
Over 2 3/8" to 2 3/4" incl., 1 pc from 12/4.
Over 2 3/4" to 3 3/4" incl., 1 pc from 16/4.

[S1S, S1S1E, or S1S2E with resawed back]

3/16" and under, 3 pcs. from 4/4.
Over 3/16" to 1/4" incl., 4 pcs. from 6/4.
Over 1/4" to 1 1/32" incl., 2 pcs. from 4/4.
Over 1 1/32" to 1/2" incl., 2 pcs. from 5/4.
Over 1/2" to 2 1/32" incl., 2 pcs. from 6/4.
Over 2 1/32" to 2 7/32" incl., 2 pcs. from 8/4.

Widths S2S. Figured 1/8" over ripped width to allow for saw kerf, and on full 1/16". If width is 1/16" figure 3/16" over; or use Cut Stock Tariff No. 16 based on 1/8" ripped width. This Tariff automatically includes 1/8" Saw Kerf. S4S, S1S2E, or run to pattern. Figured 3/16" over net finished width except 1/4" over on finished widths of 1 3/4" and under. Compute to third decimal places on items with less than .25' per piece. Where width allowance on S4S, S1S2E, or Pattern stock brings the width into the next higher price bracket, the higher price will apply.

TABLE 3—continued

	S2S	S1S2E and S4S
Glued-up stock:	*Add*	*Add*
To net widths 12" and under	1¼"	1½"
To net widths over 12" to 15"	1½"	1¾"
To net widths over 15" to 18"	2"	2¼"
To net widths over 18" to 22"	2½"	2½"
To net widths over 22" to 25"	2¾"	3"
To net widths over 25" to 28"	3"	3¼"
To net widths over 28" to 32"	3½"	3¾"
To net widths over 32" to 35"	3¾"	4"
To net widths over 35" to 38"	4¼"	4½"
To net widths over 38" to 42"	4¾"	5"
To net widths over 42" to 45"	5"	5¼"
To net widths over 45" to 48"	5½"	5¾"

Lengths. All items figured full inch. If in fractions, figure next full inch. If equalized or end worked, figure next full inch to allow for trimming. If fractional 3/4" or less (i. e., 24 to 24 3/4") figure 24". If fractional over 3/4" (i. e., 24 13/16" to 25") figure 25". For glued-up stock, compute same as equalized or end worked stock above.

TABLE 4—CUT STOCK EXTRAS

[For various milling operations the following extras apply respectively to S2S cut stock prices and are quoted subject to application of freight rate figures. Any change resulting from other rate classification to be for customer's account]

	Add to delivered list prices
S2S to special thickness (thinner than standard).	$5.00 per M ft.
S2S to special stock thinner than standard and resawn.	$10.00 per M ft.
S2S and resawn	$5.00 per M ft.
Multiple resawing (except resawed face veneers).	[1] $5.00.
S2S standard, resawn, and S2S	$15.00 per M ft.
Sand: Machine sand flat face only 1 side.	$3.25 per M ft.
Sand: Machine sand flat faces only 2 sides.	$12.00 per M ft.

[1] Per M ft. for first cut and $1.50 for each additional cut.

TABLE 4—continued

	Add to delivered list prices
Equalize—square cut to exact length (allow cutting footage):	
Widths, 5 inches and under	$3.00 per M pcs.
Widths, over 5 inches to 15" incl	$5.00 per M pcs.
Widths over 15 inches	$7.50 per M pcs.
End slot, and bevel or tenon (allow cutting footage) use same charges as above for equalizing.	
Miter and table legs or skirts (allow cutting footage).	5¢ per cut.
Dado saw cut (except when done when equalizing).	3¼ per cut.
Dado V or square head cuts	1½¢ per cut.
Drawer cuts:	
Cut in from edge	2½¢ per op'g.
Cut within board	3½¢ per op'g.
Hole bore—Up to ¾" diameter with or without countersink for standard screws, countersinking for wing bolts or carriage bolts and boring stock thicker than ¾" or larger than ¾" secure special prices:	
End or angle bore	1½¢ per hole.
Side or edge bore	2½¢ per hole.
Mortise:	
Chain mortise hole ½ x 2¼" and under.	1½¢ per mortise.
Hollow chisel hole ½ x ⅝" and under.	1½¢ per mortise.
Where two mortising operations are performed at once one charge to be made and that charge the major one only.)	
Bundling—Ordinary	No charge.
For Water Shipment Bundling, add $2.00 per M ft. for double or triple wire, strapping, or rope tying including covering for ends of stock when needed to keep bundles intact.	
Paper bundling under strings	$5.00 per M ft.
Paper wrapping	Apply for special price.
S4S:	*Add to f. o. b. mill prices*
Where unit gross footage is one foot or more per piece	$12.00 per M ft.
Where unit gross footage is ½ to 1 foot 1 or piece	$18.75 per M ft.

TABLE 4—continued

S4S—Continued.	*Add to f. o. b. mill prices*
Where unit gross footage is ¾ to ½ foot per piece	$25.00 per M ft.
Where unit gross footage is less than ¼ foot per piece	$31.25 per M ft.
S1S2E with resawed bank—when required surfaced after resawing to obtain needed accuracy, use S4S charges.	
Run to pattern—where one or more sides or edges are bevelled, rounded or OG, add to above S4S charges	$6.25 per M ft.
Except on quantities of 5,000 or more pieces of one size and pattern, use S4S charges only.	
Resawed and S4S or run to pattern—add to above S4S or run to pattern charges	$5.00 per M ft.
	Add to delivered list prices
Turned legs:	
Quantities 4,000 pieces or less	7½¢ each.
Quantities 4,001 to 10,000 pieces	5¢ each.
Quantities over 10,000 pieces	2½¢ each.
These charges for turning legs include cost of equalizing and cost of crating when required.	
Shaping ironing boards—add 1¼¢ per lineal foot to actual length of board. Minimum charge 5¢ per ironing board.	
Shaping other items—per 1,000 lineal inches with grain	$1.00.
Per 1,000 pieces for cut to 6 inches long for return or end shaping	$17.50.
For stock over 6 inches long, for each additional inch	$1.25 per M pcs.
For stock 4-foot and longer, add 25%.	
Cutting corners on ironing boards (saw work only)	$18.75 per M pcs.

Glued-up stock—glued up and ripped or surfaced to width (add equalizing charge if desired cut square after glueing), add following charges to S2S cut stock 5" to 5⅞" width bracket:

	Glued-up and resurfaced	Glued-up, resurfaced	
		S and 1S	S and 2S
4/4 to 8/4	$27.00	$30.00	$35.00

4/4 to be resurfaced to ¾" scant; 5/4 to 1 1/16" scant; 6/4 to 1 5/16" scant; and 8/4 to 1¾" scant.

[F R. Doc. 46-10778; Filed, June 21, 1946; 11:38 a. m.]

[RMPR 136, Order 651]

INDUSTRIAL SEWING MACHINES AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered.*

(a) The phrase "industrial sewing machines and equipment" as used in this order, means the following machinery, accessories and equipment, including machine heads, mechanical attachments and accessories, repair and replacement parts, when designed and sold primarily for performing one or more component operations in the stitching, seaming, binding, bonding, or ornamenting of cloth, fabrics, fabric substitutes or leather, but not including stapling machinery, cloth cutting machinery or any electric motors sold separately. The listings below are definitive and this order does not apply to any machinery or equipment not listed herein:

SEWING MACHINES, INDUSTRIAL

I. General purpose machines:
- Single needle.
- Double needle.
- Multiple needle.

II. Special purpose machines:
- Bag closing and seaming.
- Blindstitch.
- Button sewing.
- Buttonhole and eyelet.
- Electronic plastic bonding machines.
- Flatlock.
- Fur sewing.
- Overlock.
- Shoe sewing machines, except "stitchers" of the type commonly classified as shoemaking or shoe repairing machines.
- Special purpose sewing machines not elsewhere listed such as ornamental stitching machines for embroidering, hemstitching, picotting and fagoting.

III. *Accessories and Attachments.* All accessories and attachments for the machines and equipment listed above which are designed and sold primarily for use with industrial sewing machines, including work holding and positioning devices and rests, supporting tables and stands, tools (when sold with and included in the price of the machine, attachment or accessory but not including such tools when sold separately), and power mechanisms, excepting electric motors.

IV. *Repair and Replacement Parts.* All repair and replacement parts for the machines and equipment listed above, except saw blades, knife blades, electric motors and needles.

Upon application by a manufacturer, the Office of Price Administration may include in this definition additional machinery or equipment if it appears to be specifically designed for use as industrial sewing machinery or equipment as directed in this order.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7 or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) *Manufacturers' maximum prices.* The maximum prices for sales by manufacturers of industrial sewing machines and equipment shall be:

(1) The manufacturers' base prices as defined in (b) above, increased by 7% except that,

(2) If the manufacturers' base prices are approved by the Office of Price Administration as "in-line" prices under section 9 (c) of Revised Maximum Price Regulation 136, subsequent to June 21, 1946, the maximum prices shall be the prices so approved.

(d) *Resellers' maximum prices.* The maximum prices for sales of any industrial sewing machines and equipment by a reseller shall be the maximum prices in effect just prior to the issuance of this order, increased by the same percentage amount by which his net invoiced cost has been increased by reason of this order.

(e) *Discounts, allowances, etc.* All prices established under paragraphs (c) and (d) shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of industrial sewing machines and equipment shall give written notice to his resellers of the dollars-and-cents amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order a manufacturer of industrial sewing machines and equipment may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

(h) This order shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator

[F R. Doc. 46-10803; Filed, June 21, 1946; 11:45 a. m.]

HEAVY FORGED TOOLS AND MINING TOOLS

[MPR 188, Order 5041]

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* This order, issued under § 1499.159b specifies a price increase factor for heavy forged tools and mining tools and contains the specific pricing provisions which manufacturers and resellers are to follow in calculating their maximum prices for sales of the product.

SEC. 2. *What this order covers.* This order applies to all sales of "heavy forged tools and mining tools."

As used in this order, the term "heavy forged tools and mining tools" means the following manually operated tools which are covered by Maximum Price Regulation No. 188: Picks, mattocks, hoes (heavy-eye type), bars, sledges, wedges, hammers, mauls, railroad track tools, blacksmith anvil tools, tongs, punches, bull points and drift pins. These tools are listed and identified in Simplified Practice Recommendation R-17-35 entitled "Forged Tools" issued by the United States Department of Commerce, May 1, 1935.

SEC. 3. *Manufacturers' maximum prices.* A manufacturer's adjusted maximum price for sales of heavy forged tools and mining tools in the higher of the following amounts:

(a) His highest price in effect between October 1 and 15, 1941, for sales to each class of purchaser, increased by 10 percent.

(b) His maximum price for sales to each class of purchaser established under §§ 1499.153 through 1499.158 or 1499.159c of Maximum Price Regulation No. 188, (exclusive of any adjustment charge heretofore granted), increased by 10 percent.

SEC. 4. *Maximum prices of purchasers for resale at wholesale.* Resellers at wholesale of an article which the manufacturer has sold at an adjusted maximum price determined under this order shall determine their maximum prices as follows:

(a) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he paid to his supplier.

(b) A reseller who did not have a properly established maximum price in effect before this order was issued, shall first determine such a maximum price (exclusive of any adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose, the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose, the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(c) If the maximum resale price cannot be determined under the above methods the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

SEC. 5. *Maximum prices of purchasers for resale at retail.* The provisions of this order do not authorize an increase in retail maximum prices for articles covered by this order.

SEC. 6. *Invoices and price lists.* Every manufacturer or reseller at wholesale making a sale to a purchaser for resale at wholesale of an article at a maximum price which has been adjusted in accordance with sections 3 (a) or 3 (b) of this order in the case of a manufacturer, or in accordance with sections 4 (a) or 4 (b) in the case of any other seller, shall:

(a) Furnish an invoice for each sale on which the amount of the adjustment charge authorized by those sections is separately stated, or

(b) Furnish a price list which separately states both his unadjusted maximum prices and his adjusted maximum prices as authorized by this order.

SEC. 7. *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

SEC. 8. *Relationship of this order to Maximum Price Regulation No. 188 and General Maximum Price Regulation.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 and the General Maximum Price Regulation only to the extent that they are inconsistent with the provisions of those regulations.

SEC. 9. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

Effective date. This order shall become effective on the 26th day of June 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10307; Filed, June 21, 1946; 11:45 a. m.]

[MPR 592, Amdt. 48 to Order 1]

ELECTRIC FURNACE REFRACTORIES

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 5.8 is added to read as follows:

SEC. 5.8 *Modification of maximum prices for electric furnace refractories.* (a) The manufacturers' f. o. b. plant or delivered prices established pursuant to Maximum Price Regulation No. 592 for electric furnace refractories may be increased by an amount not in exess of 24.2 percent.

(b) For the purposes of this section, the term "electric furnace refractories" means refractory brick and specialties including cements and grain produced from highly refractory raw materials which are prepared by electrical fusion, such as silicon carbide, fused aluminum oxide, and fused magnesium oxide.

(c) Any reseller purchasing electric furnace refractories for resale from any manufacturer who has modified his maximum prices in accordance with paragraph (a) above, may increase his maximum prices by a dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in paragraph (a) above.

(d) The maximum prices granted herein shall be subject to cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

This amendment shall become effective June 26, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10319; Filed, June 21, 1946; 11:49 a. m.]

[MPR 591, Order 570]

SECURITY CO.

AUTHORIZATION OF MAXIMUM PRICES

Correction

In the table under paragraph (d) of Federal Register document 46–9530, appearing at page 6195 of the issue for Friday, June 7, 1946, the unit price for window glass size 26 x 32 should read "23.98."

[RMPR 86, Order 62]

HORTON MFG. CO.

APPROVAL OF MAXIMUM PRICES

Correction

The last two paragraphs of Federal Register document 46–9059, appearing on page 5970 of the issue for Saturday, June 1, 1946, should read as follows:

This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

[Rev. SO 119, Order 263]

TORRINGTON CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Torrington Company, Torrington, Connecticut, may compute its adjusted ceiling prices for its sales of the bicycle accessories and parts which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 7.6 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A person who resells the bicycle accessories and parts covered by this order as bicycle parts and accessories shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practice, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10700; Filed, June 20, 1946; 11:28 a. m.]

Regional and District Office Orders.

[Fort Worth Order G–8 Under Gen. Order 68]

BUILDING MATERIALS IN ECTOR AND ANDREWS COUNTIES, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SEC. I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Ector and Andrews Counties, Texas.

SEC. II. *Definitions.* 1. The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, or delivered to job site.
6. A statement of cash discounts allowed for prompt payment.
7. A separate statement of any amount added for the extension of credit.
8. The amount of drayage charged for making delivery.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business, buy building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(ii) Failure to give the discounts as established by your March 1942 practices.

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(iv) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the Regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250; 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 7th day of June 1946.

E. B. HOLLOWAY,
District Director

APPENDIX A

Name of item	Sold in quantities of—	Selling unit	Maximum price when sold f. o. b. plant, yard, store, or when sold f. o. b. railroad in C/L lots
Asphalt roofing, 100-lb sack or carton.	Any	100-lb. sack or carton.	$2.60
Brick fire	Any	Per M	100.00
Cement, Keene's, paper bags	LCL	100-lb bag	2.25
	C/L or more	per ton	41.50
Cement, masonry, trinity mix or equal.	LCL	67-lb. bag	.75
	C/L or more	268-lb. bbl	2.75
Cement, portland, standard paper bags.[1]	LCL	94-lb. bag	.80
	C/L or more	376-lb. bbl	2.87
Cement, quickset, premium grade, paper bags.	LCL	94-lb. bag	.95
	C/L or more	376-lb. bbl	3.37
Cement, quickset, standard paper bags.	LCL	94-lb. bag	.80
	C/L or more	376-lb. bbl	2.87
Cement, slowset, paper bags	LCL	94-lb. bag	.95
	C/L or more	376-lb. bbl	3.37
Cement, white	LCL	94-lb. bag	3.00
	C/L or more	376-lb. bbl	10.00
Clay, fire	Any	100-lb. bag	2.00
Felt:			
15 lbs., asphalt or tarred	Any	Roll (432 sq. ft.)	3.22
30 lbs	Any	Roll (216 sq. ft.)	3.22
Gypsum, exterior board	Any	100 sq. ft	4.60
Gypsum, roof deck, 1"	Any	100 sq. ft	8.25
Hardboard, all brands:			
⅛" standard untempered all lengths.	Any	100 sq. ft	8.50
⅛" tempered, all lengths	Any	100 sq. ft	10.00
¼" tempered tile, all lengths	Any	100 sq. ft	12.50
⅛" enamel surface, scored	Any	100 sq. ft	35.00
⅜" gray asbestos flexboard, plain.	Any	100 sq. ft	12.00
Insulation, batts, thermal:			
2" full thick paper backed	Any	100 sq. ft	5.50
4" full thick paper backed	Any	100 sq. ft	7.50
Insulation board, fibre:			
⅜" celotex or equal	Any	100 sq. ft	4.50
½" celotex or equal, 4' x 8'	Any	100 sq. ft	6.00
Insulation tile, fibre, ½" T & G or bevel lap, celotex or equal, 12" x 12", 16" x 16"	Any	100 sq. ft	7.50
Insulation tile, fibre, ½" celotex or equal, 16" x 32" 18" x 24"	Any	100 sq. ft	6.50
Insulation planing, fibre, ½" celotex or equal, 6" to 16", 8' to 10'.	Any	100 sq. ft	7.50
Insulation board, fibre, $\frac{25}{32}$" celotex or equal, asphalt sheathing.	Any	100 sq. ft	7.00
Insulation board, fibre, ¾" celosiding or equal.	Any	100 sq. ft	$13.50
Lath, metal, 2.5 lb. copper bearing, painted diamond mesh.	Any	1 sq. yd	.30
Lath, metal, 2.5 lb. noncopper bearing, painted diamond mesh.	Any	1 sq. yd	.29
Lime, mason's hydrated 10-lb. paper bag.	Any	10-lb bag	.25
Lime, mason's hydrated, 50-lb. paper bag.	Any	50-lb bag	.75
Paper, sisal craft, 500 sq. ft. roll.	Any	Roll	6.00
Plaster, hard wall	LCL	100-lb. bag	1.25
	C/L or more	Per ton	21.00
Plaster, gauging	LCL	100-lb. bag	1.50
	C/L or more	Per ton	24.75
Plaster, moulding	LCL	100-lb. bag	1.50
	C/L or more	Per ton	24.75
Roofing, asphalt, mineral surface, 90-lb. roll.	Any	Roll (108 sq. ft.)	4.18
Black smooth surface:			
35-lb	Any	Roll (108 sq. ft.)	1.69
45-lb	Any	Roll (108 sq. ft.)	2.29
55-lb	Any	Roll (108 sq. ft.)	3.06
Sheathing, felt, black, 25-lb	Any	Roll, 500 sq. ft	1.75
Shingles, asphalt, hexagon, 167-lb., 2 or 3 tab 11⅓" x 36" all colors.	Any	167-lb. sq	6.65
Shingles, asphalt, thickbutt, 210-lb.	Any	210-lb. sq	7.70
Siding, asbestos cement, 12 x 24 or 27" standard color.	Any	100 sq. ft	10.50
Siding, asphalt, roll, brick	Any	100 sq. ft	4.62
Stucco	Any	100-lb. bag	3.00
Wallboard, fibre:			
5/16":			
First quality	Any	100 sq. ft	4.50
Second quality	Any	100 sq. ft	4.00
½" upson board or similar	Any	100 sq. ft	4.50
5/16" upson board or similar, tile.	Any	100 sq. ft	5.50
Gypsum, wallboard:			
⅜"	Any	100 sq. ft	4.00
½"	Any	100 sq. ft	4.50
⅝"	Any	100 sq. ft	5.00

[1] $0.07½ per bag or $0.30 per bbl. may be added to above price when sold in Andrews County, Tex.

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discounts:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days, the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942, are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Sellers of hard building materials covered by this order may negotiate with and engage an independent, non-affiliated, contract carrier to make deliveries, the charges for such services not to exceed legal ceiling prices and such charges will be added, as a separate item, on the customer's invoice or sales slip.

[F. R. Doc. 46-10621; Filed, June 19, 1946; 1:25 p. m.]

[Fort Worth Order G-9 Under Gen. Order 63]

BUILDING MATERIALS IN HOWARD COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Howard County, Texas.

SEC. II. *Definitions.* 1. The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, or delivered to job site.
6. A statement of cash discounts allowed for prompt payment.
7. A separate statement of any amount added for the extension of credit.
8. The amount of drayage charged for making delivery.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or Regardless of any obligation no person higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by

(i) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(ii) Failure to give the discounts as established by your March 1942 practices.

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(iv) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the Regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 7th day of June 1946.

E. B. HOLLOWAY,
District Director.

APPENDIX A

Name of item	Sold in quantities of—	Selling unit	Maximum price f. o. b. plant, yard or store (f. o. b. railroad car in C/L lots)
Asphalt roofing, 100-lb. sack or carton.	Any	100-lb. sack or carton.	$ 2.00
Brick, face, textured or smooth, red to black, A-1 to A-8, CB-2, CB-3.	1 to 1,999	Per M	43.75
	2M to 11,999	Per M	37.75
	C/L or more	Per M	35.75
Brick, face, textured or smooth, creams, buffs, gray and iron spots, B-1 to B-8, C-1 to C-3, D-1 to D-6.	1 to 1,999	Per M	48.75
	2M to 11,999	Per M	41.75
	C/L or more	Per M	39.75
Brick, common	LCL	Per M	28.75
	C/L or more	Per M	23.75
Brick, fire, 2,700°	Any	Per M	86.00
Cement, Keene's, paper bags.	LCL	100-lb. bag	2.50
	C/L or more	Per ton	43.00
Cement, masonry, trinity mix or equal.	LCL	67-lb. bag	.75
	C/L or more	268-lb. bbl	2.45
Cement, portland, standard paper bags.	LCL	94-lb. bag	.80
	C/L or more	376-lb. bbl	2.85
Cement, quickset, premium grade.	LCL	94-lb. bag	.95
	C/L or more	376-lb. bbl	3.44
Cement, white	LCL	94-lb. bag	3.00
	C/L or more	376-lb. bbl	10.00
Clay, building tile:			
5 x 8 x 12	Any	1,000	109.16
5 x 8 x 6	Any	1,000	80.76
Clay, fire, 100-lb. bag	Any	100-lb bag	1.60
Felt:			
15-lb asphalt or tarred	Any	Roll, 432 sq. ft	2.97
30-lb	Any	Roll, 216 sq. ft	2.97
Felt, 25-lb., Slater's	Any	Roll	1.79
Gypsum, exterior board, ½"	Any	100 sq. ft	4.30
Gypsum, roof deck, 1"	Any	100 sq. ft	8.50
Hardboard, all brands:			
⅛" standard untempered, all lengths.	Any	100 sq. ft	7.50
⅛" tempered, all lengths	Any	100 sq. ft	9.45
⅛" tempered tile, all lengths.	Any	100 sq. ft	12.50
⅛" std. gray asbestos flexboard, 4' x 4' scored.	Any	100 sq. ft	17.50
Insulation, batts, thermal, 2" paper backed, full thick.	Any	100 sq. ft	6.50
Insulation, batts, thermal, 4" paper backed, full thick.	Any	100 sq. ft	7.50
Insulation board, fibre, 3/8" celotex or equal.	Any	100 sq. ft	5.60
½" celotex or equal	Any	100 sq. ft	6.25
½" planking	Any	100 sq. ft	7.50
½" 10" x 32", 12" x 12", 16" x 16"	Any	100 sq. ft	7.50
Lath, metal, 2.5 lb. copper bearing painted diamond mesh.	Any	1 sq. yd	$0.30
Noncopper	Any	1 sq. yd	.29
Galvanized	Any	1 sq. yd	.33
Lath, metal, 3.4 lb. copper bearing painted diamond mesh.	Any	1 sq. yd	.32
Noncopper	Any	1 sq. yd	.31
Galvanized	Any	1 sq. yd	.35
Lime, Mason's hydrated:			
10-lb. sack	Any	10-lb. sack	.25
50-lb. sack	LCL	50-lb. sack	.60
	C/L or more	Per ton	19.00
Plaster, hard wall	LCL	100-lb. sack	1.00
	C/L or more	Per ton	16.80
Plaster, moulding	LCL	100-lb. sack	1.35
	C/L or more	Per ton	22.70
Paper, sisal craft, 500 sq. ft. roll.	Any	Roll	0.85
Roofing, asphalt, mineral surface:			
75-lb. roll	Any	Roll (108 sq. ft.)	3.03
90-lb. roll	Any	Roll (108 sq. ft.)	3.43
Roofing, asphalt, Black smooth surface:			
35 lbs	Any	Roll (108 sq. ft.)	1.54
45 lbs	Any	Roll (108 sq. ft.)	2.04
55 lbs	Any	Roll (108 sq. ft.)	2.84
Shingles, asphalt, 167 lbs., 2 or 3 tab hexagon.	Any	167-lb. sq	5.60
210 lbs. to 220 lbs. (3 in 1) thickbutt.	Any	210-220-lb. sq	7.40
Siding, asbestos cement, 12 x 24 or 27" standard color.	Any	100 sq. ft	11.60
Siding, asphalt roll, brick (105-lb. roll).	Any	100 sq. ft	4.47
Stucco	Any	100-lb. bag	2.60
Wallboard, fibre:			
First quality, 5/16" Upson or equal.	Any	100 sq. ft	6.00
Second quality, Commander Bison or equal.	Any	100 sq. ft	4.00
¼" Upson or equal	Any	100 sq. ft	5.35
5/16" tile, Upson or equal	Any	100 sq. ft	6.50
Double thick, Upson tile or equal.	Any	100 sq. ft	7.00
Wallboard, gypsum:			
¼"	Any	100 sq. ft	3.50
⅜"	Any	100 sq. ft	4.00
⅜" tile	Any	100 sq. ft	8.00
½"	Any	100 sq. ft	4.50

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Dealers may negotiate with and engage an independent, non-affiliated contract carrier to make deliveries; the actual charges not to exceed legal ceiling prices are to be added, as a separate item, on the customer's invoice or sales slip.

[F. R. Doc. 46-10620; Filed, June 19, 1946; 1:21 p. m.]

[Region V-Order G-39 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN LOUISIANA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by Section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* This order establishes the maximum prices on sales of mineral wool insulation when sold on an installed basis in existing structures in the area comprising the State of Louisiana.

(a) "Mineral wool" means rock wool, slag wool and glass wool blown from molten materials and used to retain or exclude heat.

(b) "Existing structures" means any completed building or structure whether occupied or unoccupied and includes ordinary changes, improvements, remodeling or additions.

(c) "On on installed basis" means a transaction in which the seller furnishes mineral wool insulation together with the labor, services and materials required to incorporate such insulation into an existing structure. Installation may be performed by the pneumatic or blowing method, by the hand-packing method, or by the use of batts and blankets.

(d) "Incidental construction work" means work performed or services rendered with respect to a building or structure apart from the installation of mineral wool insulation. It also includes those materials and operations the cost of which are expressly described as not included in the prices of certain items listed in Table I of section 3 of this order.

SEC. 2. *Relation of this order to Revised Maximum Price Regulation No. 251 and to Orders No. 27 and No. 28 issued under section 9 of Revised Maximum Price Regulation No. 251.* (a) The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, except as otherwise provided in this order, with respect to sales of installed mineral wool insulation and incidental construction work. Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised Maximum Price Regulation No. 251, together with all amendments that have been or hereinafter may be issued.

(b) The provisions of this order revoke and supersede Orders No. 27 and 28 issued under section 9 of Revised Maximum Price Regulation No. 251. All transactions and sales of installed mineral wool covered by those orders shall, after the effective date of this order, be subject to the terms and provisions of this order.

(c) On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver mineral wool insulation on an installed basis or incidental construction work as herein defined, in the State of Louisiana, at prices higher than the maximum prices established by this order.

SEC. 3. *Maximum prices.* (a) The maximum prices for sales of mineral wool insulation on an installed basis shall be those shown in Table I of this section. Prices apply to all types and thicknesses of blown mineral wool and to all types and thicknesses of hand-packed loose mineral wool and to batts and blankets. The prices listed in Table I are based upon an insulation thickness of 4 inches. For each inch or fraction of an inch of insulation over 4 inches, when ordered by the buyer, the seller may make an additional charge of 2¢ per inch per square foot. For each inch of thickness under 4 inches the seller shall deduct 1¢ per inch per square foot. A ⅜ inch tolerance may be allowed without change in maximum price.

(b) The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of sellers and buyers, and in the interest of simplification and clarity of description, copies of these drawings are attached to this order and distributed by the Office of Price Administration.

(c) Where a machine or a crew of two or more workers is used on mineral wool insulation jobs and the total charge as determined in accordance with the maximum prices listed in Table I is $40 or less, the seller may add $10 to such charge.

(d) In cases where the seller must transport the mineral wool to an installation job site outside the Parish wherein the insulation is kept or stored, the seller may add 1¢ per square foot of insulation for each 25 miles, or fraction thereof, it is transported beyond the Parish line, to the total charge computed under the provisions of Table I of section 3 of this order. This transportation charge within the meaning of this paragraph must be computed by using the distance of the most direct and practical route from the Parish line to the insulation job site.

(e) Table of prices.

TABLE I—MAXIMUM PRICES

FLAT AREAS

Exposed ceilings

	Price per sq. ft. (4" thickness basis)
1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions, drawing 1	$0.13
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling, open blowing conditions. (Price includes cost of opening and closing for area 500 square feet and over, price does not include opening and closing for areas under 500 square feet), drawing 2	.13

Covered ceilings

(Prices include cost of removing and replacing flooring)

3. Open attics with a single rough flooring and accessible, no roof opening necessary, drawing 3	$0.15
4. Open attics with finished single floors, drawing 4	.16
5. Open attics with finished double floors, drawing 5	.16½

Flat ceilings in closed spaces

(Prices do not include cost of opening and closing)

6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat, drawing 6	$0.13
7. Ceilings in closed space under ridge of pitched roofs, where openings for the full length of ridge is necessary because of small clearance between ridge and ceiling area, drawing 7	.13
8. Flat built up roof types including row house construction and commercial buildings (plus cost of opening), drawings 2 and 8	.15
9. Flat roof decks covered with tin, copper or canvas (plus cost of opening), drawing 9	.15
10. Overhang, drawing 10	.17
11. Dormer tops, drawing 11:	
(a) Where no retainer material is necessary	.14
(b) Where retainer material is necessary	.18
12. Bay window, top or bottom, drawing 12	.16

Floors

(Prices include cost of opening and closing)

13. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13	$0.18
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14	.19

Floor over unexcavated areas

(Prices do not include cost of retaining materials)

15. Batts and blankets, drawing 15	$0.19
16. 4" fill over retaining material and lath retaining surface, drawing 16	.17

TABLE I—MAXIMUM PRICES—Continued

SLOPING AREAS

	Price per sq. ft. (4" thickness basis)
17. All slopes where closed and finished on the interior side of the rafters (price does not include cost of opening and closing), drawing 17	$0.16
18. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical (price does not include cost of opening and closing), drawing 18	.17
19. Open rafters and slopes. Insulation held in place by retaining material (price includes cost of retainer material, if used), drawing 19	.20
Knee walls and partitions	
20. Interior plastered walls where no decoration is necessary except plaster patching (price includes opening and closing), drawing 20	$0.19
21. Knee walls adjacent to slopes and easily accessible, no openings required (price includes cost of retaining material), drawing 21	.22
22. Knee walls not accessible, requiring retaining material (price includes cost of retaining material but does not include opening and closing), drawing 22	.20
23. Stairwells (prices include opening and closing), drawing 23:	
(a) Soffitts	.20
(b) Walls (measurement of walls may be taken as rectangle from floor to ceiling)	.20
Exterior walls	
(Prices include cost of opening and closing)	
24. Exterior walls with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles	$0.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.22
(e) Asbestos-cement shingles	.20
(f) Insulated brick, drawings 24 and 30	.20
25 and 26. Gable and end walls with inner finish:	
(a) Wood or asphalt shingles	.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.22
(e) Asbestos-cement shingles	.20
(f) Insulated brick, drawings 25, 26, and 27	.20
27. Gable and end walls without inner finish, requiring standard retaining material (price includes cost of retaining material), drawings 25, 26, and 27	.17
28. Dormer cheeks and faces with inner finish, drawings 28 and 29:	
(a) Wood or asphalt shingles	.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.22
(e) Asbestos-cement	.20
(f) Insulated brick	.20
29. Dormer cheeks and faces without inner finish, requiring retaining material (prices include cost of retaining material), drawings 28 and 29	.22
(a) Louveres (per unit)	11.00

Openings and closings. A separate additional charge may be made for openings and closings only in those cases where opening and closing are not specifically included in the price applicable to the category. The charge includes payment for all labor and material including that used for replacement of material where necessary. This charge applies only to work performed by the installer in connection with installation of mineral wool insulation.

The above prices shall be cash prices. If the seller customarily made an extra charge for credit extended for 30 days or longer, during his base period, he may now make this charge so long as such charge is no higher than his base period credit charge.

(f) *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken over-all, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted. In the case of elevator wells, ventilators, skylights, monitors and penthouses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the height of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slope add six inches to length of clean span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles.

In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.

SEC. 4. *Lump sum or guaranteed price.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum or guaranteed price, but such lump sum or guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any service covered by this order for which a price was charged on the basis of a lump sum or guaranteed price, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service any excess which may have been collected, or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be in violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 5. *Maximum prices for special insulation and related work and incidental construction.* If, in connection with any sale covered by this order, any sales are made of special insulation work or related work or incidental construction work for which no separate dollars-and-cents price has been established in section 3 of this order, such sales shall be separately priced and billed on all invoices and sales slips. The maximum prices for all such other sales shall be computed under Revised Maximum Price Regulation No. 251 or other applicable price regulations or orders.

SEC. 6. *Records and invoices.* (a) Every seller of mineral wool insulation on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall:

1. Preserve records showing the information given in compliance with subparagraphs (i) to (vii) of this section.

2. Upon completion of the work or within a reasonable time thereafter, if requested by the purchaser, give to the purchaser an invoice or similar document reflecting the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I including category number and drawing number.

(v) The terms of sale.

(vi) If a charge is made for transporting the mineral wool insulation, as provided in paragraph D of section 3 of this order, such delivery charge must be separately itemized reflecting the number of miles for which a delivery charge was made and the total charge therefor.

(vii) A statement to the effect that the "prices charged are at or below ceiling prices set forth by OPA Regional Order No. G-39 under RMPR 251."

(b) Every person making sales subject to this order shall notify the purchaser of the existence of this order, and if requested, show the purchaser a copy of this order and Revised Maximum Price Regulation No. 251.

SEC. 7. *Enforcement.* (a) Persons violating any provision of this order are subject to the civil and criminal penalties, including suits for triple damages provided for by the Emergency Price Control Act of 1942, as amended.

(b) Persons who have any evidence of any violation of this order are urged to communicate with the New Orleans, Louisiana, District Office of Price Administration.

SEC. 8. *Amendment or revocation.* This order may be amended or revoked at any time by a specific action taken by the Regional Administrator, Region V or the issuance of any price regulation or amendment by the Price Administrator, the provisions of which are contrary to this order.

Lower than maximum prices may be charged, paid or received.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Effective this 13th day of June 1946.

Issued at Dallas, Texas, this 7th day of June 1946.

W. A. ORTH,
Regional Administrator

[F. R. Doc. 46-10625; Filed, June 19, 1946; 1:27 p. m.]

[Region VIII Order G-1 Under Gen. Order 68, Amdt. 2]

MILLWORK IN CENTRAL CALIFORNIA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-1 under General Order No. 68 is amended in the following respects:

1. Appendix A is amended by adding thereto Item IV, as follows:

IV. *Increases in prices.* Each seller may add to the prices set forth in this Appendix A the actual dollars-and-cents increase charged him by his supplier pursuant to Amendment 16 to Revised Maximum Price Regulation No. 293, but only after he has reported the amount of such increase for each item to the District Office of the Office of Price Administration having jurisdiction over his selling establishment and from that office has received acknowledgment of his report. Such acknowledgment must be posted with the maximum prices established by this order as provided by paragraph (d) thereof.

This amendment to Order No. G-1 under General Order No. 68 shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-10614; Filed, June 19, 1946; 1:18 p. m.]

[Region VIII Order G-5 Under Gen. Order 68, Amdt. 1]

PONDEROSA PINE DOORS IN SAN FRANCISCO BAY, CALIF., AREA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-5 under General Order No. 68 is amended in the following respects:

1. Appendix A is amended by adding thereto Item III, as follows:

III. *Increases in price.* Each seller may add to the prices set forth in this Appendix A the actual dollars-and-cents increase charged him by his supplier pursuant to Amendment 16 to Revised Maximum Price Regulation No. 293, but only after he has reported the amount of such increase for each item to the District Office of Price Administration having jurisdiction over his selling establishment and from that office has received acknowledgment of his report. Such acknowledgment must be posted with the maximum prices established by this order as provided by paragraph (d) thereof.

This amendment to Order No. G-5 under General Order No. 68 shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator

[F. R. Doc. 46-10613; Filed, June 19, 1946; 1:17 p. m.]

[Region VIII Order G-3 Under MPR 592, Amdt. 1]

ROOFING TILE IN LOS ANGELES COUNTY, CALIF.

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-3 under Maximum Price Regulation No. 592 is amended by changing the expiration date thereof to July 31, 1946.

This amendment to order No. G-3 shall become effective June 15, 1946.

Issued this 5th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-10618; Filed, June 19, 1946; 1:19 p. m.]

[Region VIII Rev. Order G-11 Under RMPR 251, Amdt. 2]

INSTALLED ROOFING AND SIDING IN SOUTHERN CALIFORNIA

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order No. G-11 under Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. Subparagraph (c) A (ii) is amended to read as follows:

(ii) Wood Shingle Roofing:

1. No. 1 red cedar or redwood shingles applied to expose not more than 5" of 16" shingle or not more than 5½" of 18" shingle	$15.75
2. No. 2 red cedar or redwood shingles applied to expose not more than 4½" of shingle	15.25
3. No. 3 red cedar or redwood shingle applied to expose not more than 4" of shingle	14.75

This amendment to Revised Order No. G-11 shall become effective June 14, 1946.

Issued this 4th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-10616; Filed, June 19, 1946; 1:18 p. m.]

[Region VIII Order G-17 Under RMPR 251, Amdt. 1]

INSTALLED BUILDING MATERIALS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-17 under Revised Maximum Price Regulation No. 251 is amended by changing subparagraph (b) (2) (i) to read as follows:

(i) The maximum price of any new material shall be the lower of the following:

(*a*) The highest price charged for such material by the seller during March, 1942, plus any increase allowed by the Office of Price Administration, or

(*b*) The price published as of the date of issuance of this order, in Moore's Price Service, published by Moore's Price Service, Inc., Lloyd Building, Seattle 1, Washington.

This amendment to Order No. G-17 shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-10615; Filed, June 19, 1946; 1:18 p. m.]

[Region VIII Order G-24 Under SO 94, Amdt. 1]

FLAMEPROOF CANVAS TENTS IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and pursuant to authority vested in the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94, as amended, *It is hereby ordered*, That subparagraph (a) of Order No. G-24 issued thereunder be amended to read as follows:

(a) The maximum prices for sales of new flameproof canvas tents, including poles, pins and stakes, purchased from War Assets Corporation shall be:

Item	Maximum price to retailers	Maximum price to consumers
10 x 10 feet—pyramidal, no fly	$31.25	$50.00
14 x 14 feet—wall type, with fly	37.50	60.00
17 x 20 feet—wall type, with fly	75.00	90.00

This amendment shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-10617; Filed, June 19, 1946; 1:19 p. m.]

[Region VIII Order G-46 Under 3 (e)]

ALLEN MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (e) (2) of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum retail list prices for sales of Allen Oil Circulating Heaters, Model Numbers 4410 and 4423, manufactured by Allen Manufacturing Company, Nashville, Tennessee, by sellers subject

to the General Maximum Price Regulation who cannot determine their maximum prices under § 1499.2 of the General Maximum Price Regulation, shall be as follows:

Item	Maximum retail list price (each)
Allen oil circulating heater, model No. 4410	$79.50
Allen oil circulating heater, model No. 4428	107.50

(b) This order shall apply to sales in the State of Washington.

(c) This order shall be subject to revocation or amendment at any time hereafter, either by special order or by any price regulation issued hereafter, or by any supplement or amendment hereafter issued as to any price regulation, provisions of which may be contrary hereto.

(d) This order shall become effective June 14, 1946.

(e) Issued this 14th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator

[F. R. Doc. 46-10612; Filed, June 19, 1946; 1:17 p. m.]

[Region VIII Order G-84 Under 18 (c), Amdt. 1]

TRANSPORTATION SERVICES IN CALIFORNIA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-84 under § 1499.18 (c) as amended, of the General Maximum Price Regulation is amended as follows:

(1) Paragraph (b) The term "minimum rate established by the Railroad Commission of the State of California" means the applicable minimum rate determined under any decision in the case numbers listed below in effect at the date set opposite such case number, issued by the Railroad Commission of the State of California or issued by the said Commission pursuant to any application for permission to charge rates lower than those specified in any such decision,

4084, 4108, 4121, 4246, 4293 and 4434	Dec. 28, 1943
4808	June 10, 1946

This amendment shall become effective June 10, 1946.

Issued this 4th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator

[F. R. Doc. 46-10619; Filed, June 19, 1946; 1:19 p. m.]

[Region VI Order G-1 Under Gen. Order 68]

WINDOWS, SASH, DOORS, FRAMES AND MOULDINGS IN CHICAGO REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all "over-the-counter" sales of millwork items in any area specified in any of the appendices attached hereto when such sales are made from retail lumber yards and other retail distributors in Region VI in the area specified in any of the appendices attached hereto. The body of this order contains the general provisions which are applicable to all of the appendices hereto. The special provisions and specific prices applicable in particular areas will be set forth in the respective appendices, each of which will be issued as a part of this order. Insofar as any provision contained in any appendix may be inconsistent with any provision contained in the body of this order, the provision contained in the appendix shall be controlling in the area governed by that appendix.

SEC. 2. *Definitions*—(a) *"Over-the-counter" sales.* "Over-the-counter" sales are all sales made to the consumer or contractor other than those sales which are "contract" sales.

(b) *"Contract" sale.* A "contract" sale is a sale, wherein the seller offers to furnish millwork from plans or specifications or from the customer's list, or quotes a flat price for all or for only a portion of the job, whether or not he supplies the material at a price to be determined at a later date, and whether or not the seller agrees to supply all millwork to complete the job.

(c) *Retail lumber yard and other retail distributors.* For the purpose of this order a "retail lumber yard or other retail distributor" is an establishment or person, except a manufacturer, who buys millwork from manufacturers or jobbers and sells to the ultimate consumer or contractor. This order applies to, but is not limited to, such establishments as retail distribution yards, as defined in Maximum Price Regulation No. 215, department stores, builders' supply yards, etc.

SEC. 3. *Millwork items covered by this order* The tables appended hereto, including maximum prices and the millwork items set forth therein, together with additions and deductions, are hereby made a part of this order.[1]

SEC. 4. *Relationship to other regulations.* The maximum prices for sales of any items of millwork not specifically covered by this order remain subject to Maximum Price Regulation No. 44, revised Maximum Price Regulation No. 293, Maximum Price Regulation No. 381, General Maximum Price Regulation, or any other applicable regulation. The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other regulations applicable to the commodities listed in the appendices hereto shall continue to apply to sales covered by this order.

SEC. 5. *Grades and specifications.* The grades and specifications of the millwork items covered by this order shall be as provided for in Maximum Price Regulation No. 44, Revised Maximum Price Regulation No. 293, Maximum Price Regulation No. 381, Maximum Price Regulation No. 589, and Maximum Price Regulation No. 601.

SEC. 6. *Discounts and allowances.* All discounts and allowances granted by the seller in March, 1942, such as cash discounts, contractors' discounts, quantity discounts, etc., must be maintained.

SEC. 7. *Delivery charges.* No delivery charges may be made for sales of millwork items by this Order for delivery within a radius of 25 miles from the sellers' place of business.

When millwork is delivered beyond the 25-mile radius, actual cost may be charged for delivery in the area beyond the 25-mile radius. When the portion of the load is lumber and a charge of 10 cents per MBM per mile is charged for the delivery of lumber by truck, the delivery charge for the lumber must be deducted from the actual cost of delivery before a delivery charge may be assessed to the millwork.

If a buyer picks up the millwork in the yard, no delivery reduction is required; however, this is not to be construed as a waiver of responsibility for making other customary discounts and allowances provided for in section 6 above.

SEC. 8. *Prohibited practices.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this order as an outright over-ceiling price. This applies to devices making use of commissions sale of lower-than-standard materials, services, transportation arrangements, tying-agreements, trade understandings, changes in discount practices, and the like.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall either post a copy of the list of maximum prices fixed by this order, as set forth in the applicable appendix hereto, in a manner plainly visible to all purchasers, or make available to his purchasers a counter copy of this order. Extra copies of this order are available for this purpose at offices of the Office of Price Administration.

SEC. 10. *Invoicing and records.* Every person making sales covered by this order must provide the purchaser, whether he request it or not, with an invoice, sales slip, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The invoice or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totalling $7.50 or more.)
4. Description of the item sold, including quantity, size, special treatment, workings, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge for delivery beyond the free delivery zone.
6. The total price.

[1] Filed as part of the original document.

SEC. 11. *Penalties.* On and after the effective date of this order any establishment or person covered by this order who sells or offers to sell at a price higher than the selling price permitted by this order, or otherwise violates the provisions of this order, shall be subject to criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages, as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of this order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling any millwork items covered by this order, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 12. *Petitions for amendment.* Any person seeking an amendment to this order may file a petition for amendment in accordance with the provisions of Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator of the Chicago Regional Office of the Office of Price Administration.

SEC. 13. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.

Issued this 5th day of March 1946.

R. E. WALTERS,
Regional Administrator

[F. R. Doc. 46-10724; Filed, June 20, 1946; 4:25 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1291]

GULF STATES UTILITIES CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of June A. D. 1946.

Gulf States Utilities Company ("Gulf States") a public utility subsidiary of Engineers Public Service Company, a registered holding company, having filed a declaration, and amendments thereto, pursuant to sections 6 (a) and 7 of the Public Utility Holding Company Act of 1935, regarding the issuance and sale at competitive bidding, in accordance with sections (b) and (c) of Rule U-50, of $27,000,000 principal amount of First Mortgage Bonds __% Series, due 1976, and the issuance and private sale of $2,000,000 principal amount of 1¾% unsecured promissory notes, the proceeds, together with other funds of Gulf States, to be used to redeem the company's outstanding First Mortgage and Refunding Bonds, Series D, 3½%, due May 1, 1969; and

The Commission having, by order dated June 12, 1946 permitted said declaration, as amended, to become effective and shortening the ten day period for inviting bids provided by Rule U-50 to six days, subject, however, to the terms and conditions contained in Rule U-24 and subject to the further terms and conditions that (1) the proposed issuance and sale of bonds not be consummated until the results of the competitive bidding pursuant to Rule U-50 had been made a matter of record, and a further order entered by this Commission in the light of the record as so completed, jurisdiction being reserved to consider the price to be paid Gulf States, the interest rate, and the underwriters' compensation and allocation thereof, and (2) that jurisdiction be reserved with respect to all legal fees in connection with the proposed transactions; and

Gulf States having filed a further amendment to its declaration in which it is stated that in accordance with the permission granted by said order of the Commission dated June 12, 1946, it offered said bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

Bidding group headed by—	Price to company	Coupon rate	Annual cost to company
	Percent	*Percent*	*Percent*
Halsey, Stuart & Co., Inc.	100.707	2¾	2.653[illegible]
Stone & Webster Securities Corp.	102.627	2¾	2.6276

It being further stated in the amendment that Gulf States has accepted the bid of Halsey, Stuart & Co., Inc., as representative of and on behalf of a group of underwriters, as set out above, and that said bonds will be offered for sale to the public at an initial price of 101.490%, resulting in a spread of 0.723%, and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said bonds, the interest rate thereon, and the underwriters' spread and its allocation; and

It appearing to the Commission from an examination of the amendment and of the record of the hearing thereon that the legal fees proposed to be paid in connection with the transactions are not unreasonable and that jurisdiction with respect to such fees should be released:

It is ordered, That jurisdiction heretofore reserved over the price to be paid for said bonds, the interest rate thereon, and the underwriters' compensation and its allocation, and all legal fees proposed to be paid, be, and the same hereby is, released and said declaration be, and the same hereby is, permitted to become effective, subject, however, to the terms and conditions contained in Rule U-24.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10762; Filed, June 21, 1946; 9:47 a. m.]

[File No. 70-1299]

MINNESOTA POWER & LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of June A. D. 1946.

Minnesota Power & Light Company, a subsidiary of American Power & Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed a declaration and an amendment thereto pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-42 thereunder regarding the following proposed transactions:

Minnesota Power & Light Company proposes to call for redemption 24,040 shares of a total of 149,040 shares outstanding, of its 5% preferred stock at the redemption price of $104.50 per share, plus accrued dividends to the redemption date. Treasury funds in the amount of $2,512,180, plus the amount of accrued dividends, will be utilized for this purpose. The shares of stock proposed to be redeemed are to be selected by lot, and upon acquisition, are to be cancelled. The redemption provisions relating to such stock require 30 days' notice of the intention to redeem.

Said declaration having been filed on the 28th day of May 1946 and a notice of said filing having issued on the 6th day of June 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and an amendment having been filed on June 6, 1946, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said declaration, as amended, that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration, as amended, be permitted to become effective and that the effective date thereof be advanced:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration, as amended, be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10753; Filed, June 21, 1946; 9:47 a. m.]

[File No. 70-1313]

MOUNTAIN STATES POWER CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 19th day of June, 1946.

Notice is hereby given that Mountain States Power Company, a subsidiary of Standard Gas and Electric Company a registered holding company, has filed a declaration pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935.

Notice is further given that any person may, not later than June 27, 1946 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said declaration may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the declaration which is on file in this Commission for a statement of the transactions therein proposed which is summarized as follows:

Mountain States Power Company proposes to issue and sell to commercial banks and not for resale to the public $2,200,000 principal amount of Serial Notes, payable in sixteen semi-annual installments of $137,500 each commencing two and one-half years after date of issue. Mountain States Power Company proposes to use the proceeds thereof; (1) to reimburse, in part, its treasury for expenditures heretofore made for property additions, (2) to refund its short term notes maturing September 30, 1946, in the principal amount of $500,000, and (3) to finance, in part, its proposed construction program to December 31, 1947. Declarant contemplates that the interest rate on said notes will not exceed 2% per annum.

Declarant states that application for approval of the transactions will be made to the Public Utilities Commissioner of Oregon and the Director of Public Utilities of Washington, the State commissions having jurisdiction over the proposed transactions.

Declarant requests that the Commission issue its order herein on or about June 28, 1946, to enable the Company to obtain cash requisite to the continuation of its construction program.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10754; Filed, June 21, 1946; 9:47 a. m.]

[File Nos. 70-1250, 59-85]

PENNSYLVANIA EDISON CO. ET AL.

ORDER APPROVING PLAN AND APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of June 1946.

In the matters of Pennsylvania Edison Company, Pennsylvania Electric Company, Associated Electric Company, File No. 70-1250; Pennsylvania Edison Company, Associated Electric Company, File No. 59-85.

Associated Electric Company, a registered holding company, and two of its public-utility subsidiaries, Pennsylvania Electric Company and Pennsylvania Edison Company, having jointly filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan of liquidation of Pennsylvania Edison Company and applications-declarations, as amended, for the issuance of certain securities by Pennsylvania Electric Company and the acquisition of certain securities by Associated Electric Company; and

The Commission having instituted proceedings under section 11 (b) (2) and other sections of the act with respect to Pennsylvania Edison Company and Associated Electric Company and

The Commission having consolidated the proceedings with respect to the plan and the applications-declarations, as amended, with the proceedings instituted under section 11 (b) (2) and other sections of the act; and

Applicants-declarants having requested that the Commission enter an order finding that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and that such order conform to the pertinent provisions of the Internal Revenue Code, as amended, including sections 371 and 1808 (f) thereof, and contain the recitals, specifications and itemizations therein required; and

A public hearing having been held on such matters after appropriate public notice, the Commission having considered the record in the matter and having made and filed its findings and opinion herein;

It is hereby ordered, That the said plan be, and the same hereby is, approved, and that said applications, as amended, are approved and the said declarations, as amended, are permitted to become effective, subject, however, to the conditions specified in Rule U-24 and to the further condition that the subsequent presentation and determination of the issue, as to which jurisdiction is reserved herein, regarding the appropriate additional amounts, if any, to be paid to the preferred shareholders of Pennsylvania Edison Company shall in no way be affected by the immediate consummation of the proposed transactions.

It is further ordered, That jurisdiction be, and hereby is, reserved over (1) all fees and expenses to be paid in connection with the proposed transactions, (2) the definitive terms of the escrow agreement to be entered into between Associated Electric Company and the depositary, and (3) the issue of what amounts, if any, the preferred shareholders of Pennsylvania Edison Company shall receive in excess of their liquidation preferences.

It is further ordered, That the proposed issue and sale by Pennsylvania Electric Company of the $23,500,000 principal amount of its first mortgage bonds --% series due 1976 and the 101,000 shares of its --% $100 par value series C cumulative preferred stock shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain further terms and conditions as may then be deemed appropriate, jurisdiction being reserved with respect to the imposition thereof in connection with such proposed transactions.

It is further ordered, That the ten (10) day period for inviting bids as provided by Rule U-50 be, and the same hereby is, shortened so as to permit the opening of bids on June 26, 1946.

It is further ordered, That Pennsylvania Electric Company divest itself of all direct and indirect interest in and control over any and all gas properties of Pennsylvania Edison Company to be acquired by Pennsylvania Electric Company in connection with the proposed transactions in any appropriate manner not in contravention of the applicable provisions of the act and the rules and regulations thereunder within one year from the acquisition of such properties or within such longer period (not to exceed one additional year) as may be permitted for good cause pursuant to section 11 (c) of the act.

It is further ordered, That jurisdiction be and hereby is reserved to the Commission to entertain such further proceedings, to make such supplemental findings, and to take such further action as it may deem appropriate in connection with the plan, the transactions incident thereto and the consummation thereof and, in the event the plan be not consummated, to enter such further orders as it may deem appropriate under section 11 (b) (2) and the other applicable sections of the act.

It is further ordered, That the following transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

1. The transfer by Pennsylvania Edison Company of all its assets to Pennsylvania Electric Company, the assumption by Pennsylvania Electric Company of certain liabilities of Pennsylvania Edison Company, and the payment by Pennsylvania Electric Company to Pennsylvania Edison Company of the sum of $42,451,400 in cash.

2. The issuance, sale and transfer by Pennsylvania Electric Company, at competitive bidding, of $23,500,000 principal amount of its first mortgage bonds, --% series, due 1976, and 101,000 shares of its cumulative preferred stock, --% series C, par value $100.

3. The issuance, sale and transfer by Pennsylvania Electric Company to Associated Electric Company of 68,843 shares of Pennsylvania Electric Company's common stock, $20 par value, and the payment therefor by Associated Electric Company to Pennsylvania Electric Company of $1,376,860 in cash.

4. The redemption by Pennsylvania Edison Company of its $27,875,000 principal amount of first mortgage bonds,

at the call price of 104, and the retirement by Pennsylvania Edison Company of its 123,466 shares of $5 series, cumulative preferred stock, and its 84,029 shares of $2.80 series, cumulative preferred stock.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10755; Filed, June 21, 1946; 9:47 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 2392 [1]]

E. A. M. BIERING

NOTICE OF INTENTION TO RETURN

Claim No. 1377; Claimant, E. A. M. Biering: Residence—Danish Legation, Bucharest, Rumania.

Pursuant to determination made under section 32 of the Trading with the Enemy Act, as amended, I hereby give notice (as required by subsection (f) of that section) of intention to return to the above claimant, on or after thirty days from the date of publication hereof, the amount of $67,066.55; less any authorized deductions, being the proceeds of property vested by the above vesting order, which amount is deposited in the United States Treasury, Washington, D. C.

Dated: June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10645; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6363]

ELIZABETH JELINEK

In re: Estate of Elizabeth Jelinek, also known as Elizabeth Jelineck, Elizabeth Yelinek, Elizabeth H. Jelinek and Elisabeth Jelinek, deceased. File No. D-66-1591, E. T. sec. 9946.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mary Schmits, in and to the estate of Elizabeth Jelinek, also known as Elizabeth Jelineck, Elizabeth Yelinek, Elizabeth H. Jelinek and Elisabeth Jelinek, deceased, is property payable or delivered to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Mary Schmits, Hungary.

That such property is in the process of administration by the Treasurer of the City of New York, as depositary, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10646; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6365]

LEONA RUSSELL

In re: Estate of Leona Russell, also known as Leona K. Richer, also known as Leona K. Russell, deceased. File D-28-10145; E. T. sec. 14447.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind of character whatsoever of Sophie Pelzer, Luise Nierman and Sophie Klusener, and each of them, in and to the Estate of Leona Russell, also known as Leona K. Richer, also known as Leona K. Russell, deceased,

is property payable or deliverable to, or claimed by nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Sophie Pelzer, Germany.
Luise Nierman, Germany.
Sophie Klusener, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association, as Executor of the estate of Leona Russell, also known as Leona K. Richer, also known as Leona K. Russell, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10647; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6363]

ELSIE G. THOMAS

In re: Estate of Elsie G. Thomas, deceased. File D-28-10131; E. T. sec. 14421.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

[1] 8 F.R. 14637.

and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emma Schroeder in and to the Estate of Elsie G. Thomas, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely:

National and Last Known Address

Emma Schroeder, Germany.

That such property is in the process of administration by Ben H. Brown, as Administrator of the Estate of Elsie G. Thomas, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10648; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6497]

ANNA DOBMANN

In re: Bank account owned by Anna Dobmann. F–28–14504–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Dobmann, whose last known address is Weissenburg Str. 24, Munich, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Anna Dobmann, by Central Savings Bank in the City of New York, Broadway at 73d Street, New York, New York, arising out of a Savings Account, Account Number 1,231,671, entitled Anna Dobmann, maintained at the office of the aforesaid bank located at 4th Avenue 14th Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country:

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10654; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6488]

AGNES BOXLER

In re: Bank account owned by Agnes Boxler. F–28–9347–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Agnes Boxler, whose last known address is Steinhausen, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Agnes Boxler, by The San Francisco Bank, 526 California Street, San Francisco 4, California, arising out of a savings account, Account Number 763094, entitled Agnes Boxler, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country:

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of the Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10651; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6496]

META DITTMER

In re: Bank account owned by Meta Dittmer. F–28–9552–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Meta Dittmer, whose last known address is 21 Gruenberg Strasse, Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Meta Dittmer, by American Trust Company, 464 California Street, San Francisco, California, arising out of a savings account, Account Number 5758, entitled Meta Dittmer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10653; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6506]

AUGUSTE HANSEN

In re: Stock and bank account owned by Auguste Hansen. File No. F–28–23818 D–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Auguste Hansen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows:

a. Two hundred and sixty-one shares of $10.00 par value preferred capital stock of Acme Brewing Company, 762 Fulton Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number P–824, and registered in the name of Auguste Hansen, together with all declared and unpaid dividends thereon, and all rights, including redemption, derived thereunder, and

b. That certain debt or other obligation owing to Acme Brewing Company, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked account, Account Number 929, entitled Acme Brewing Co., Trustee for Auguste Hansen, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Auguste Hansen, the aforesaid national of a designated enemy country

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10655; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6507]

AUGUSTE MARIE LUISE HANSEN

In re: Stock and bank account owned by Auguste Marie Luise Hansen. File No. F–28–23818–D–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Auguste Marie Luise Hansen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows:

a. Forty four shares of $10.00 par value preferred capital stock of Acme Brewing Company, 762 Fulton Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number P–825, and registered in the name of Auguste Marie Luise Hansen, together with all declared and unpaid dividends thereon, and all rights, including redemption, derived thereunder, and

b. That certain debt or other obligation owing to Acme Brewing Company, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked account, Account Number 927, entitled Acme Brewing Co., Trustee for Auguste Marie Luise Hansen, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Auguste Marie Luise Hansen, the aforesaid national of a designated enemy country.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10656; Filed, June 20, 1946; 10:04 a. m.]

[Vesting Order 6509]

PETER HANSEN

In re: Bank account owned by Peter Hansen. F–28–6281–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Peter Hansen, whose last known address is Merl am Mosel, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Peter Hansen by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a demand certificate of deposit, Number A347, entitled Peter Hansen, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescene in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10657; Filed, June 20, 1946; 10:04 a. m.]

[Vesting Order 6510]

MRS. MARY HAUSER

In re: Bank account owned by Mrs. Mary Hauser. File No. F–28–8211–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Mrs. Mary Hauser, whose last known address is Bismarck Str. 1, Lemgo, Lippe, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Mary Hauser, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a savings account, Account Number 14, entitled Mrs. Mary Hauser, maintained at the branch office of the aforesaid bank located at 1100 First Street, Napa, California, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall

not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charge or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10658; Filed, June 20, 1946; 10:04 a. m.]

[Vesting Order 6535]

DORA KOHLMANN

In re: Bank account owned by Dora Kohlmann. F–28–11692–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dora Kohlmann, whose last known address is St. Jurgenstrasse 142, Bremen, Germany, is a resident of Germany, and a national of a designated enemy country (Germany).

2. That the property described as follows: That certain debt or other obligation owing to Dora Kohlmann, by American Trust Company, 464 California Street, San Francisco, California arising out of a Savings Account, Account Number 6326, entitled, Dora Kohlmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10744; Filed, June 21, 1946; 9:42 a. m.]

[Vesting Order 6536]

MICHAEL KORNELL

In re: Bank account owned by Michael Kornell. F–28–17547–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Michael Kornell, whose last known address is Bavaria, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Michael Kornell, by The San Francisco Bank, 526 California Street, San Francisco 4, California, arising out of a savings account, Account Number 761800, entitled Michael Kornell, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10745; Filed, June 21, 1946; 9:42 a. m.]

[Vesting Order 6533]

PETER KROLL

In re: Bank account owned by Peter Kroll. F–28–11742–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Peter Kroll, whose last known address is Hamburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Peter Kroll, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,373,951, entitled Peter Kroll, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10746; Filed, June 21, 1946; 9:42 a. m.]

[Vesting Order 6540]

MARIA LEMMERZ

In re: Bank account owned by Maria Lemmerz. F–28–23170–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Lemmerz, whose last known address is Koenigswinter, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Maria Lemmerz, by First Wisconsin National Bank, 743 N. Water Street, Milwaukee 1, Wisconsin, arising out of a Demand Deposit Account, entitled Maria Lemmerz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10747; Filed, June 21, 1946; 9:42 a. m.]

[Vesting Order 6541]

PAUL MATTHES

In re: Bank account owned by Paul Matthes. F–28–23244 E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Paul Matthes, whose last known address is 14 Gneisenau Street, Dresden, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Paul Matthes by First Wisconsin National Bank, 743 N. Water Street, Milwaukee 1, Wisconsin, arising out of a Demand Deposit Account, entitled Paul Matthes, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10748; Filed, June 21, 1946; 9:43 a. m.]

[Vesting Order 6542]

EMMA MEIER

In re: Bank account owned by Emma Meier. F-28-219 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emma Meier, whose last known address is Eibstr, 17 Rugenvalde, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Emma Meier by The Greenwich Savings Bank, 1356 Broadway, New York 18, New York, arising out of a Savings Account, Account Number 675,-988, entitled Emma Meier, and any and all rights to demand, enforce and collect the same,

is property within the United States owned and controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10749; Filed, June 21, 1946; 9:43 a. m.]

[Vesting Order 6549]

WILHELM PETERKA

In re: Bank account owned by Wilhelm Peterka. F-28-6675-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelm Peterka, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Wilhelm Peterka, by The Philadelphia Saving Fund Society, 700 Walnut Street, Philadelphia, Pennsylvania, arising out of a savings account, Account Number 2,118,279, entitled Wilhelm Peterka, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10750; Filed, June 21, 1946; 9:43 a. m.]

[Vesting Order CE 239]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums

stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Frantisek Sukup, also known as Frank Sukup	Czechoslovakia	Estate of Mary Bambalere, deceased in the Superior Court of the State of California, in and for the County of San Bernardino; No. 9032.	$5.00
		Item 2	
Amalia Klassova, also known as Amalie Sukup	Czechoslovakia	Same	5.00
		Item 3	
Anton Sukup	Czechoslovakia	Same	5.00
		Item 4	
Joseph Sukup	Czechoslovakia	Same	5.00
		Item 5	
Anna Natusova, also known as Anna Sukup	Czechoslovakia	Same	5.00
		Item 6	
Jan Sukup, also known as John Sukup	Czechoslovakia	Same	14.00
		Item 7	
Frantiska Matusinecova, also known as Frances Matusinec.	Czechoslovakia	Same	11.00
		Item 8	
Jan Sukup, also known as John Sukup	Czechoslovakia	Same	5.00
		Item 9	
Josef Sukup, also known as Joseph Sukup	Czechoslovakia	Same	5.00
		Item 10	
Amalie Machova, also known as Amalie Sukup	Czechoslovakia	Same	5.00
		Item 11	
Katerine Demetrious Pravis or her heirs	Greece	Estate of Vallanos D. Keffalinos, also known as Valis Keffalinos, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 90331.	61.00
		Item 12	
Helen G. Vervonioti	Greece	Estate of Harry Christopulos, also known as Harry Christopoulos, also known as Haralampos John Christopulos, also known as Haralampos John Plateas, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 93698.	8.00
		Item 13	
Despo J. Karamitou	Greece	Same	5.00
		Item 14	
Panagiotis M. Christopoulos	Greece	Same	8.00
		Item 15	
John N. Christopoulos	Greece	Same	8.00
		Item 16	
Frosini N. Christopoulos, also known as Frosini N. Plateas.	Greece	Same	10.00
		Item 17	
Eleni K. Pandu	Greece	Estate of Trifon Pandu, also known as Trifon Pandon, also known as Trifton Pandru, also known as Tafon Panton, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 93145.	10.00
		Item 18	
Argiris Pandu	Greece	Same	10.00
		Item 19	
Hariclia Pandu	Greece	Same	10.00
		Item 20	
Meropi Gianaka or Basilios Kouchelis, or his issue.	Greece	Estate of George Gelagotis, also known as G. Gelagotis, also known as G. Gelagotes, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 91911.	37.00
		Item 21	
Stavroula G. Zisopoulou	Greece	Estate of George D. Mimoulis, also known as George Minoulis, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 95938.	31.00
		Item 22	
Plutarchos Mitsodakis	Greece	Estate of George Mitsodakis, also known as George Mack, deceased, in the Superior Court of the State of California, in and for the county of Santa Clara; No. 28955.	55.00
		Item 23	
Evelyn Dova Exner Hart	France	Estate of Bemo Hart, Jr., deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 83701.	25.00

[F. R. Doc. 46–10667; Filed, June 20, 1946; 10:06 p. m.]

[Vesting Order CE 301]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Toba Skolnik	Poland	Estate of Fannie Gottlieb, deceased, Essex County Orphans' Court, Newark, N. J.	$5.00
		Item 2	
Nathan Schneider	Poland	Same	20.00
		Item 3	
Isaac Schneider	Poland	Same	20.00
		Item 4	
Children of Mechel Schneider, deceased, living at death of testatrix.	Poland	Same	13.00
		Item 5	
Children of Gershon Schneider, deceased, living at death of testatrix.	Poland	Same	12.00
		Item 6	
Kazimierz Krasocki	Poland	Estate of Walter Krasczko a/k/a Waldimir Krasocki, deceased. Essex County Surrogate's Court, N. J.	33.00
		Item 7	
Michael Rajnik	Czechoslovakia	Estate of John Rajnick, a/k/a John Rajnik, deceased, Essex County Orphans Court, Essex County Courthouse, Newark, N. J.	13.00
		Item 8	
Maria Rajnik	Czechoslovakia	Same	13.00
		Item 9	
Alice Muszkatblit	Poland	Estate of Carl Mussett, deceased, Monmouth County Orphans' Court, Monmouth County Courthouse, Freehold, N. J.	33.00
		Item 10	
Roman Muszkatblit	Poland	Same	33.00
		Item 11	
Wladyslaw Zeliszewski	Poland	Estate of Wawrzyniec Zeliszewski, a/k/a Lawrence Zeliszewski, deceased, Essex County Orphans' Court, Essex County Courthouse, Newark, N. J.	33.00
		Item 12	
Mary Zeliszewski	Poland	Same	33.00

[F. R. Doc. 46–10669; Filed, June 20, 1946; 10:07 a. m.]

[Vesting Order CE 298]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN COLORADO AND IDAHO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Cus-

todian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Soren Rasmussen	Denmark	Estate of Martin Robertson, also known as Marten Robertson, deceased, County Court of the City and County of Denver, State of Colorado; No. 74490.	$21.00
		Item 2	
Christopher Rasmussen	Denmark	Same	21.00
		Item 3	
Christine Rassmussen Moeller	Denmark	Same	21.00
		Item 4	
Ane Jorgensen	Denmark	Estate of Louis Fell, deceased, County Court of the City and County of Denver, State of Colorado; No. P–64267.	35.00
		Item 5	
Axel Jorgensen	Denmark	Same	35.00
		Item 6	
Carrie Anderson	Denmark	Estate of James Hansen, deceased, County Court, Morgan County, State of Colorado; No. 1844.	49.00
		Item 7	
Anna Anderson	Denmark	Same	49.00
		Item 8	
Ella Grundfor	Denmark	Estate of Marcus Grundfor, deceased, Probate Court, Bannock County, State of Idaho.	17.00
		Item 9	
Betty Grundfor	Denmark	Same	17.00
		Item 10	
Camille Verheyen	Belgium	Estate of Mary Matilda Petersen, also known as Mary Peterson, also known as Mary Petersen, deceased, County Court, State of Colorado, Boulder County; No. 5972.	70.00

[F. R. Doc. 46–10666; Filed, June 20, 1946; 10:06 a. m.]

[Vesting Order 6375]

JOHANNES SPOHN

In re: Interest in real property owned by Johannes Spohn.

Under the authority of the Trading with the Enemy Act, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johannes Spohn, whose last known address is Waldstettan Wertinburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: An undivided one-half interest, identified as the interest which was inherited from Martin Spohn, deceased, in and to the real property situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibits A, B and C, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

And determining that to the extent that such national is a person not within a designated enemy country the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All that certain lot or piece of ground with the Buildings and Improvements thereon erected. Situate on the East side of Hollywood Street in the Thirty-sixth Ward of the said City of Philadelphia. Commencing at the distance of Sixteen feet Southward from the South side of Dickinson Street. Containing in front of breadth of the said Hollywood Street Fifteen feet and extending in length or depth Eastward of that width be-

tween parallel lines at right angles to said Hollywood Street Forty-seven feet to a certain Three feet wide alley which extends Northward and Southward from said Dickinson Street to Tasker Street, and being more particularly known and designated as No. 1503 So. Hollywood Street. Being the same premises which John C. Hee et ux. by Indenture bearing date the Tenth day of September A. D. 1915, and recorded at Philadelphia in Deed Book E. L. T. No. 529 page 275 &c., granted and conveyed unto the said Joseph Kohm et ux. in fee. Together with the free and common use right liberty and privilege of the said alley as and for a passage way and water course at all times hereafter forever.

EXHIBIT B

All that certain lot or piece of ground with the two story brick messuage or tenement thereon erected. Situate on the Northeast side of Paxon Street at the distance of two hundred and forty-three feet Northwestwardly from the Northwesterly side of Greenway Avenue in the Fortieth ward of the said City of Philadelphia. Containing in front or breadth on the said Paxon Street fourteen feet three inches and extending of that width in length or depth Northeastward between parallel lines at right angles to the said Paxon Street sixty feet to a twelve feet wide alley. Together with the free and common use right liberty and privilege of the aforesaid alley as and for a passage way and water course at all times hereafter forever.

EXHIBIT C

All that certain lot or piece of ground with the Buildings and Improvements thereon erected Situate on the Westerly side of Myrtlewood Street, at the distance of Seventy-two feet Eleven inches Northwardly from the Northerly side of Cumberland Street, in the Twenty-eighth Ward of the City of Philadelphia. Containing in front or breadth on the said Myrtlewood Street Fourteen feet Two inches and extending of that width in length or depth Westwardly between parallel lines at right angles with the said Myrtlewood Street, Fifty-one feet six inches to a certain Three feet wide alley extending Northwardly and Southwardly from said Cumberland Street to Huntingdon Street.

Together with the free and common use, right, liberty and privilege of the aforesaid Three feet wide alley as and for a passageway and watercourse at all times, hereafter, forever.

[F. R. Doc. 46-10650; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6369]

ROSE K. VON SCHERTEL

In re: Estate of Rose K. von Schertel, deceased. File No. D-28-10064 E. T. sec. 14309.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Kurt Schertel von Burtenbach and Hanns Schertel von Burtenbach, and each of them, in and to the estate of Rose K. von Schertel, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Kurt Schertel von Burtenbach, Germany.
Hanns Schertel von Burtenbach, Germany.

That such property is in the process of administration by Arthur J. Peck, as Ancillary Executor of the Estate of Rose K. von Schertel, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10649; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6480]

ANNA DAMMEL AND WILHELM DAMMEL

In re: Bank account owned by Anna Dammel or Wilhelm Dammel. F-28-2154-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Dammel and Wilhelm Dammel, whose last known address is Stuttgart, Wuerttemberg, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Anna Dammel or Wilhelm Dammel, by Dollar Savings Bank of the City of New York, 2792 Third Avenue, Bronx 55, N. Y., arising out of a savings account, Account Number 463,902, entitled Anna Dammel or Wilhelm Dammel, maintained at the aforesaid bank, any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10652; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6500]

EXPORTKREDITBANK, A. G.

In re: Bank account owned by Exportkreditbank, A. G., also known as Exportkreditbank Aktiengesellschaft; F-28-180-E-17.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Exportkreditbank, A. G., also known as Exportkreditbank Aktiengesellschaft, the last known address of which is Kanonierstrasse 17-20, Berlin, W 8, Germany, is a corporation organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Exportkreditbank, A. G., also known as Exportkreditbank Aktiengesellschaft by Citizens National Trust & Savings Bank of Los Angeles, 457 South Spring Street, Los Angeles, California, arising out of a checking account, entitled Exportkreditbank Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10517 Filed, June 19, 1946; 9:24 a. m.]

[Vesting Order 6501]

CHRIST FRANZ

In re: Bank account owned by Christ Franz; F-28-22923-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Christ Franz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Christ Franz, by Cleveland Trust Company, Cleveland, Ohio, arising out of a savings account, Account Number 33365, entitled Christ Franz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10518; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order 6504]

JULIUS GOEBERT

In re: Bank account owned by Julius Goebert. F-28-23843-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Julius Goebert, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Julius Goebert, by The First National Bank of Chicago, Dearborn, Monroe and Clark Streets, Chicago, Illinois, arising out of a Savings Account, Account Number 1,339,319, entitled Julius Goebert, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10521; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order 6505]

JOHANNA P. GOERNER

In re: Bank account owned by Johanna P Goerner. F–28–6060–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johanna P. Goerner, whose last known address is Hohe Strasse 37, Altenburg, Thuringen, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Johanna P. Goerner, by The Philadelphia Saving Fund Society, 700 Walnut Street, Philadelphia, Pennsylvania, arising out of a savings account, Account Number 1,866,335, entitled Johanna P. Goerner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10522; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order 6508]

JOSEPH HANSEN

In re: Bank account owned by Joseph Hansen. F–28–6279–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Joseph Hansen, whose last known address is Merl am Mosel, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Joseph Hansen, by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a demand certificate of deposit, Number A 346, entitled Joseph Hansen, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10523; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order 6522]

EUGEN HEIM

In re: Bank account owned by Eugen Heim. F–28–22664 E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Eugen Heim, whose last known address is Bahnhof 74, Neuhausen a/R,

Dittlig, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Eugen Heim by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a Savings Account, Account Number 928,177, entitled Eugen Heim, maintained at the office of the aforesaid bank located at 14th Street and 4th Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10659; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6523]

GEORGE HERRLEIN AND LIZZIE HERRLEIN

In re: Bank account owned by George Herrlein and Lizzie Herrlein. File No. F-28-196-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That George Herrlein and Lizzie Herrlein, whose last known addresses are Dechbettener Strasse 13, Regensburg, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to George Herrlein and Lizzie Herrlein, by Central Savings Bank in the City of New York, 2100 Broadway, New York, New York, arising out of a savings account, Account Number 965,156, entitled George Herrlein and Lizzie Herrlein, or either or survivor, maintained at the branch office of the aforesaid bank located at 14th Street and 4th Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10660; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6524]

FRANK HESSLINGER AND SOPHIE HESSLINGER

In re: Bank account owned by Frank Hesslinger or Sophie Hesslinger. F-28-8295-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Frank Hesslinger and Sophie Hesslinger, whose last known address is Heddesheim Manchaim, Baden, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Frank Hesslinger or Sophie Hesslinger, by Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a Joint Checking Account, entitled Frank or Sophie Hesslinger, maintained at the branch office of the aforesaid bank located at Ventura, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or

deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10661; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6525]

HANS HOFFMAN

In re: Bank account owned by Hans Hoffman. F–28–11434–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hans Hoffman, whose last known address is Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Hans Hoffman, by The Northern Trust Company, 50 South La Salle Street, Chicago 90, Illinois, arising out of a Checking Account, entitled Hans Hoffman, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10662; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6526]

MARGARETHA HOFFMAN

In re: Bank account owned by Margaretha Hoffman. F–28–11435–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Margaretha Hoffman, whose last known address is Frieburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: That certain debt or other obligation owing to Margaretha Hoffman, by The Northern Trust Company, 50 South La Salle Street, Chicago 90, Illinois, arising out of a Checking Account, entitled Margaretha Hoffman, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10663; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6527]

LEO IKEDA

In re: Bank account owned by Leo Ikeda. F–39–4761–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Leo Ikeda, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows: That certain debt or other obligation owing to Leo Ikeda, by Security-First National Bank of Los Angeles, 6th and Spring Streets, Los Angeles, California, arising out of a savings account, Account Number 15474, entitled Leo Ikedo, maintained at the branch office of

the aforesaid bank located at Guadalupe, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by; payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country·

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10664; Filed, June 20, 1946; 10:06 a. m.]

[Vesting Order 6529]

LOUIS KILGER AND LENA KILGER

In re: Bank account owned by Louis Kilger and Lena Kilger. F–28–310–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Louis Kilger and Lena Kilger, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Louis Kilger and Lena Kilger, by Farmers Deposit National Bank of Pittsburgh, Pittsburgh, Pennsylvania, arising out of a savings account, Account Number 30575, entitled Louis Kilger or Lena Kilger, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country·

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10665; Filed, June 20, 1946; 10:06 a. m.]

[Vesting Order CE 300]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A,

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A,

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A, and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Angelina Dipietro	Italy	Estate of Gaetano V. Damiano, deceased, in the Orphans' Court of Luzerne County, Luzerne County, Pa., No. 432 of 1915.	$4,041.77	Clerk of the Orphans' Court of Luzerne County, Wilkes-Barre, Pa., Depositary.	$3.00
		Item 2			
Agnese Iuni	Italy	Same	4,118.14	Same	7.00
		Item 3			
Vito Iuni	Italy	Same	4,118.14	Same	7.00
		Item 4			
Luigi Iuni	Italy	Same	4,118.14	Same	7.00
		Item 5			
Maria Iuni	Italy	Same	4,118.14	Same	7.00
		Item 6			
Rocco Iuni	Italy	Same	4,118.14	Same	7.00
		Item 7			
Anna Iuni	Italy	Same	4,118.14	Same	7.00
		Item 8			
Angelo Rollo	Italy	Estate of John Rollo, deceased, in the Orphans' Court of Philadelphia County, Philadelphia County, Pa.; No. 881 of 1916.	202.83	Mariano Rollo, Administrator of the Estate of John Rollo, deceased, 2922 South Ninth St., Philadelphia, Pa.	15.00
		Item 9			
Lena Marchesse	Italy	Same	202.83	Same	15.00
		Item 10			
Giovanni Funare	Italy	Estate of Salvatore Funare, deceased, in the Orphans' Court of Fayette County, Fayette County, Pa., No. 20, March Term, 1944.	94.49	Clerk of the Orphans' Court of Fayette County, Uniontown, Pa.; Trustee.	13.00
		Item 11			
Francesco Funare	Italy	Same	94.49	Same	13.00
		Item 12			
Gaetano Plidori	Italy	Estate of Nicola Polideri, deceased, in the Orphan's Court of Philadelphia County, Philadelphia County, Pa.; No. 610 of 1916.	284.04	Thomas J. Vesey, Administrator of the Estate of Nicola Plideri, deceased, 704-05 Fox Bldg., Philadelphia, Pa.	6.00
		Item 13			
Rosaria Polidori	Italy	Same	603.03	Same	12.00
		Item 14			
Mrs. Lucci	Italy	Same	603.03	Same	12.00
		Item 15			
Angiolina Polidori	Italy	Same	284.04	Same	6.00
		Item 16			
Ercolino Polidori	Italy	Same	284.04	Same	6.00
		Item 17			
Bernardino Polidori	Italy	Same	284.04	Same	6.00
		Item 18			
Order of Corpus Christi Domine.	Italy	Estate of Ella T. Margaree, deceased, in the Orphans' Court of Philadelphia County, Philadelphia County, Pa.; No. 1422 of 1933.	9,443.83	The Pennsylvania Co. for Insurances on Lives and Granting Annuities, Trustee, 15th and Chestnut Sts., Philadelphia, Pa.	54.00
		Item 19			
Abraham Lerner	Poland	Estate of Nathan Lerner, deceased, in the Orphans' Court of Philadelphia County, Philadelphia County, Pa.; No. 46 of 1943.	144.00	Samuel Cohen, Surviving Executor of the Estate of Nathan Lerner, deceased, 424 East Rockland St., Philadelphia, Pa.	23.00
		Item 20			
Malke Lerner	Poland	Same	144.00	Same	23.00
		Item 21			
Hyziel Lerner	Poland	Same	144.00	Same	23.00
		Item 22			
Fanny Lerner	Poland	Same	144.00	Same	23.00

[F. R. Doc. 46-10663; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6550]

ERNEST PFEIFFER

In re: Bank account owned by Ernest Pfeiffer. F-28-9017-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernest Pfeiffer, whose last known address is Hanover, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Ernest Pfeiffer, by First National Bank of Saint Paul, Saint Paul 1, Minnesota, arising out of a savings account, Account Number 24329, entitled Ernest Pfeiffer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law,

including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10751; Filed, June 21, 1946; 9:43 a. m.]